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THE
FIFTH LEGISLATURE.
OF THE
TERRITORY OF HAWAII

SPECIAL SESSION

JOURNAL OF THE SENATE



1909

HONOLULU, HAWAII
PARADISE OF THE PACIFIC PRESS
1909

Q. 1

1977



ARRANGED AND COMPILED

BY

JOHN H. WISE

PROCLAMATION

I, WALTER F. FREAR, Governor of the Territory of Hawaii, hereby convene the Legislature in special session on Tuesday, the second day of November, Nineteen Hundred and Nine, for the consideration of proposed amendments of the Organic Act.

IN WITNESS WHEREOF, I have hereunto set my hand



and caused the Great Seal of the Territory of Hawaii to be affixed. DONE at the Capitol in Honolulu this nineteenth day of October, Nineteen Hundred and Nine.

WALTER F. FREAR.

MEMBERS OF THE SENATE

SPECIAL SESSION, 1909

Name.	District.	Island.	P. O. Address.
BAKER, DAVID	1	Hawaii	Napoopoo, Hawaii
BROWN, JOHN T.	1	Hawaii	Hilo, Hawaii
COELHO, WM. J.	2	Maui, Molokai and Lanai	Wailuku, Maui
CHILLINGWORTH, CHAS. F.	3	Oahu	Honolulu, Oahu
FAIRCHILD, GEO H.	4	Kauai and Nii- hau	Kealia, Kauai
HARVEY, FRANK R.	3	Oahu	Honolulu, Oahu
KALAMA, S. E.	2	Maui, Molokai and Lanai	Makawao, Maui
KNUDSEN, ERIC A.	4	Kauai and Nii- hau	Kekaha, Kauai
MAKEKAU, R. H.	1	Hawaii	Honokaa, Hawaii
McCARTHY, CHAS. J.	3	Oahu	Honolulu, Oahu
MOORE, H. T.	3	Oahu	Honolulu, Oahu
QUINN, E. W.	3	Oahu	Honolulu, Oahu
ROBINSON, WM. T.	2	Maui, Molokai and Lanai	Wailuku, Maui
SMITH, WM. O.	3	Oahu	Honolulu, Oahu
WOODS, PALMER P.	1	Hawaii	Kohala, Hawaii

OFFICERS OF THE SENATE

President Hon. W. O. Smith
Vice-President Hon. S. E. Kalama
Clerk of the Senate John H. Wise
Assistant Clerk of the Senate.....George K. Lowe
Sergeant-at-Arms John D. Holt
Chaplain Isaac Iaea
Messenger Geo. W. Maxwell
Janitor T. M. Ulukou

STANDING COMMITTEES OF THE SENATE

JUDICIARY:

E. A. Knudsen, C. F. Chillingworth and R. H. Makekau.

EDUCATION:

Wm. T. Robinson, E. A. Knudsen and F. R. Harvey.

MILITARY AND PUBLIC EXPENDITURES:

Chas. F. Chillingworth, S. E. Kalama and R. H. Makekau.

ENROLLMENT, REVISION AND PRINTING:

J. T. Brown, E. W. Quinn and C. J. McCarthy.

PUBLIC LANDS, INTERNAL IMPROVEMENTS, AGRICULTURE, ETC.:

S. E. Kalama, E. A. Knudsen and P. P. Woods.

ACCOUNTS:

E. W. Quinn, Wm. T. Robinson and P. P. Woods.

PUBLIC HEALTH:

W. J. Coelho, C. F. Chillingworth and F. R. Harvey.

RULES:

S. E. Kalama, E. A. Knudsen and D. K. Baker.

WAYS AND MEANS:

E. A. Knudsen, J. T. Brown, W. J. Coelho, C. J. McCarthy and
E. W. Quinn.

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THE FIFTH LEGISLATURE
OF THE
TERRITORY OF HAWAII

IN SPECIAL SESSION

JOURNAL OF THE SENATE

FIRST DAY.

Tuesday, November 2, 1909.

At 10 o'clock in the forenoon, Senator David K. Baker, of Hawaii, took the Chair and called the Senate of the Territory of Hawaii to order.

The Chair called upon John H. Wise to act as Temporary Clerk of the Senate.

The Governor's Proclamation was received and read by the Clerk as follows:

SENATE JOURNAL.

PROCLAMATION.

I, WALTER F. FREAR, Governor of the Territory of Hawaii, hereby convene the Legislature in special session on Tuesday, the second day of November, Nineteen Hundred and Nine, for the consideration of proposed amendments of the Organic Act.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the Great Seal of the Territory of Hawaii to be affixed.

(SEAL) DONE at the Capitol in Honolulu this nineteenth day of October, Nineteen Hundred and Nine.

(Signed) WALTER F. FREAR.

The Chair then called upon Rev. Isaac D. Iaea to offer a prayer.

The roll was called showing Senators Fairchild, Moore and Makekau absent. (Senator Makekau came in later.)

Senator Coelho offered the following Resolution (No. 1) relating to the Temporary Rules of the Senate:

RESOLUTION.

RESOLVED, that the Rules of the Regular Session of the Senate of the Legislature of 1909 be the Temporary Rules of the Senate.

W. J. COELHO,
Senator, 2nd District.

Senate Chamber,
Honolulu, November 2, 1909.

Senator Coelho moved that the Resolution be adopted. Seconded by Senator Woods and carried.

The Senate proceeded with the selection of the Permanent Officers of the Senate.

Senator McCarthy nominated Senator Smith as President of the Senate. Seconded by Senator Brown.

Senator Knudsen moved that the nominations close and that the Temporary Clerk be instructed to cast a ballot for Senator Smith as President of the Senate. Seconded by Senator Kalama and carried.

The Clerk thereupon cast a ballot for Senator Smith as President of the Senate.

The Chair appointed Senators Coelho and Knudsen to escort the President to the Chair.

JOHN H. WISE,
Temporary Clerk of the Senate.

Approved by the Senate:
DAVID K. BAKER,
Temporary Chairman of the Senate.

The President took the Chair and thanked the Members of the Senate for the honor conferred upon him.

Senator Coelho nominated Senator Kalama as Vice-President of the Senate. Seconded by Senator Brown.

Senator Knudsen moved that the nominations close and that the Clerk be instructed to cast a ballot for Senator Kalama as Vice-President of the Senate. Seconded by Senator Woods and carried.

The Clerk thereupon cast a ballot for Senator Kalama as Vice-President of the Senate.

Senator Coelho nominated John H. Wise as Clerk of the Senate. Seconded by Senator McCarthy.

Senator Quinn moved that the nominations close and that the President of the Senate cast a ballot for John H. Wise as Clerk of the Senate. Seconded by Senator Chillingworth and carried.

The President thereupon cast a ballot for John H. Wise as Clerk of the Senate.

Senator Coelho nominated Geo. K. Lowe as Assistant Clerk of the Senate. Seconded by Senator Quinn.

Senator Coelho moved that the nominations close and that the Clerk be instructed to cast a ballot for Geo. K. Lowe as Assistant Clerk of the Senate. Seconded by Senator McCarthy and carried.

The Clerk thereupon cast a ballot for Geo. K. Lowe as Assistant Clerk of the Senate. •

Senator Coelho nominated the Rev. Isaac D. Iaea as Chaplain of the Senate. Seconded by Senator Kalama.

Senator Coelho moved that the nominations close and that the Clerk be instructed to cast a ballot for Rev. Isaac D. Iaea as Chaplain of the Senate. Seconded by Senator Brown and carried.

The Clerk thereupon cast a ballot for Rev. Isaac D. Iaea as Chaplain of the Senate.

Senator McCarthy nominated G. W. Keawehaku as Sergeant-at-Arms of the Senate. Seconded by Senator Harvey.

Senator Chillingworth nominated John D. Holt. Seconded by Senator Quinn.

Senator Kalama nominated D. K. Kahaulelio. Seconded by Senator Knudsen.

Senator Harvey moved that the nominations close. Seconded by Senator Brown and carried.

The President then appointed Senator Harvey to act as Teller.

John D. Holt was duly elected Sergeant-at-Arms of the Senate upon the following ballot:

John D. Holt	8
G. W. Keawehaku	2
D. K. Kahaulelio	2
	—
	12

Senator Woods nominated G. W. Maxwell as Messenger of the Senate. Seconded by Senator Brown.

Senator McCarthy nominated L. Keawepooole. Seconded by Senator Harvey.

Senator McCarthy moved that the nominations close. Seconded by Senator Coelho and carried.

G. W. Maxwell was duly elected Messenger of the Senate upon the following ballot:

G. W. Maxwell	12
L. Keawepoole	1
	—
	13

(Senator Makekau came in before the votes were cast.)

Senator McCarthy nominated T. M. Ulukou as Janitor of the Senate. Seconded by Senator Coelho.

Senator Chillingworth nominated Geo. Kawai. Seconded by Senator Quinn.

Senator Coelho moved that the nominations close. Seconded by Senator Chillingworth and carried.

T. M. Ulukou was duly elected Janitor of the Senate upon the following ballot:

T. M. Ulukou	7
Geo. Kawai	6
	—
	13

The Clerk of the Senate, Assistant Clerk, Sergeant-at-Arms, Chaplain, Messenger and Janitor were then sworn in by the President of the Senate.

Senator Coelho offered the following Resolution (No. 2) directing the Clerk to notify the House of Representatives that the Senate was organized and ready to transact business:

RESOLUTION.

RESOLVED, that the Clerk of the Senate be and he is hereby directed to notify the House of Representatives that the Senate is duly organized and prepared to transact business.

W. J. COELHO,
Senator, 2nd District.

Senate Chamber,
Honolulu, November 2, 1909.

Senator Coelho moved that the Resolution be adopted. Seconded by Senator McCarthy and carried.

A Committee from the House of Representatives arrived to notify the Senate that the House of Representatives was organized and prepared to transact business.

A communication (No. 1) from the House of Representatives informing the Senate of its organization and officers, was read by the Clerk as follows:

HOUSE OF REPRESENTATIVES.

Honolulu, T. H., Nov. 2, 1909.

The Honorable President and
Members of the Senate of the
Territory of Hawaii.

Gentlemen:

I beg leave to inform your Honorable Body that the House of Representatives, in Special Session assembled, is duly organized and ready to transact business.

The following have been duly elected Officers of the House for the Special Session.

Speaker	Hon. H. L. Holstein
Vice-Speaker	Hon. Chas. A. Rice
Clerk	Edward Woodward
Interpreter	Robert N. Boyd
Sergeant-at-Arms	Harry Kahale
Chaplain	Rev. W. N. Lono
Messenger	James Apau
Janitor	S. W. Kahiona

Very respectfully yours,

EDWARD WOODWARD,
Clerk, House of Representatives.

The communication was ordered received and placed on file.

Senator Knudsen moved that a Committee be appointed to notify the Governor that the Senate is organized and prepared to transact business. Seconded by Senator Kalama and carried.

The President appointed Senators Knudsen, Woods and Baker.

At 10:30 o'clock a recess was taken subject to the call of the Chair.

At 10:49 o'clock the Senate reconvened.

At 10:50 o'clock the Committee returned, Senator Knudsen reporting that the Governor expressed pleasure at the speedy organization of the Senate and that he would transmit his Message to the Senate shortly.

A Message from the Governor (No. 1) was received and read by the Clerk as follows:

A MESSAGE FROM THE GOVERNOR.

TERRITORY OF HAWAII.

EXECUTIVE CHAMBER,
Honolulu, T. H.

November 2, 1909.

To the Legislature:

You are convened in special session to consider proposed amendments to the Organic Act of the Territory. That Act is the Territorial Constitution, and therefore the Legislature on this occasion partakes of the nature of a constitutional convention.

It is true that the Legislature is without express authority to act in a matter of this kind. And yet it may, with entire propriety, attempt to express, in an advisory way, as the elected representatives of the people, whose interests may be profoundly affected, the latter's desires or views, to the authoritative body, the Congress of the United States. There is no higher or more responsible political function than that of shaping fundamental law.

Although public opinion has already in large measure become crystallized upon the substance of the proposed amendments, they are, nevertheless, deemed of sufficient importance, in scope and character, to justify convening your honorable body in special session in order that you, the elected representatives of the people, may express a definite opinion upon them in their latest form before their submission to Congress by the Delegate.

The subject is one of extreme importance to the future welfare of the Territory in many ways. The occasion calls with peculiar force for the settlement of local differences of opinion at home and the presentation of a united front to

Congress, and at the same time it offers rare opportunity to demonstrate to Congress, by wisdom and harmony of action, the capacity of the people of this Territory for self-government and the attainment of American ideals. Every reason, indeed, emphatically demands that personal, local and factional considerations be laid aside and that the subject be approached with a thought single to the highest interests of the Territory.

In a matter of so great moment, divergencies of opinion must be expected. But practical sense requires that individual views should yield within reasonable limits to what is regarded generally as best for the common good and that every effort should be made to agree on as much as possible, leaving the rest for future consideration. A minority may be right, but time and further developments may be required to convince the majority. Wisdom, patriotism and the spirit of progress forbid that opposition to what is good as far as it goes should be persisted in merely because it does not seem to go far enough.

Moreover, in a matter of this kind, which involves the fundamental law, it is usually neither practicable nor wise to particularize to any great extent. As a rule, except where the nature of the subject requires particularity, it is safer to incorporate only general principles and provisions in an instrument of so brief and permanent a character as a constitution or organic act. It is impossible to foresee all contingencies that may arise, and an instrument that cannot readily be altered from time to time should be broad and adaptable in its scope. The question, moreover, is not merely what may be desired; it is also what may be secured. The viewpoint and methods of Congress must be considered.

I transmit herewith a form of a bill which, having its origin in the bill introduced by our delegate in the last Congress, has developed into its present form through changes made from time to time since as a result of much consideration and discussion by Congressional committees, the Territorial Legislature and its committees, the public press, commercial and other organizations and individuals. It has been framed with a view to simplicity, clearness and the elimination of matters most liable to difference of opinion. It is believed that as far as it goes it is in general accord with the principles of all political parties. It is satisfactory to the delegate in form and substance, and I heartily indorse it.

The general nature of the bill is so well understood and its provisions in general are so complete and clear in themselves that detailed explanation is unnecessary. It enlarges the powers of the Legislature; it provides for increases in

the salaries of members of the legislature and a number of executive and judicial officers; it settles serious doubts as to the applicability of various Federal laws to Hawaii, the powers of the legislature with reference to appropriations and the validity of numerous naturalizations made by the circuit courts, and other important matters; it improves in several respects the law relating to disqualifications of judges; it provides for the acquisition from the Federal government of the title to property used or required by the Territory and the counties for public purposes; it contains provisions which will facilitate the sale of public bonds at higher prices and lower rates of interest; it makes applicable to Hawaii general Federal appropriations, especially those for the benefit of the smaller agricultural industries.

As its principal feature, however, the bill makes many long-desired and much-needed changes in the land laws of Hawaii. It simplifies the administration of those laws and settles a number of important questions as to their meaning; it provides for giving to persons, of whom there are many, especially Hawaiians and Portuguese, residing on public lands, preference rights to obtain title to their homes; it also provides for settling the title of many churches to the lots which they have long used as church sites; and it places appropriate limitations on the powers of selling, leasing and exchanging large tracts of public land.

The principal changes, however, in the land laws consist in the provisions intended for the furtherance of homesteading: first, by enabling intending settlers to obtain homesteads at reasonable prices by drawings instead of being subjected to the risk of paying excessive prices at auction sales, and by permitting the times limited for compliance with homestead conditions to be extended in proper cases; secondly, by confining the right to acquire homesteads to citizens not already sufficiently provided for; and, thirdly, by preventing aliens, corporations and large land holders from afterwards obtaining control of the homesteaded lands, but at the same time not unduly preventing the homesteader from mortgaging or otherwise transferring the land for proper purposes.

Legislatures in Hawaii have generally risen to the occasion. They have as a rule proved that they can be depended upon, when the exigencies of the situation demand, to put party and other considerations behind the grand motive of the common welfare. Our worthy and capable delegate, while necessarily elected as the candidate of a particular party, is the delegate of the entire Territory, and as such should have

undivided support in his earnest endeavors to accomplish what is for the highest interests of the Territory as a whole.

WALTER F. FREAR,

Governor of Hawaii.

A BILL

TO AMEND AN ACT ENTITLED "AN ACT TO PROVIDE A GOVERNMENT FOR THE TERRITORY OF HAWAII," APPROVED APRIL THIRTIETH, NINETEEN HUNDRED.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That Section 5 of an Act entitled "An Act to Provide a Government for the Territory of Hawaii," approved April thirtieth, nineteen hundred, is hereby amended to read as follows:

"Sec. 5. That the Constitution, and, except as otherwise provided, all the laws of the United States, including laws carrying general appropriations, which are not locally inapplicable, shall have the same force and effect within the said Territory as elsewhere in the United States: Provided, that sections eighteen hundred and forty-one to eighteen hundred and ninety-one, inclusive, nineteen hundred and ten and nineteen hundred and twelve, of the Revised Statutes, and the amendments thereto, and an Act entitled 'An Act to Prohibit the Passage of Local or Special Laws in the territories of the United States, to limit territorial indebtedness, and for other purposes,' approved July thirtieth, eighteen hundred and eighty-six, and the amendments thereto, shall not apply to Hawaii."

Sec. 2. That section twenty-six of said Act is hereby amended to read as follows:

"Sec. 26. That the members of the legislature shall receive for their services, in addition to mileage at the rate of ten cents a mile each way, the sum of six hundred dollars for each regular session, payable in three equal installments on and after the first, thirtieth and fiftieth days of the session, and the sum of two hundred dollars for each special session; Provided, That they shall receive no compensation for any extra session held under the provisions of section fifty-four of this Act."

Sec. 3. That section fifty-two of said Act is hereby amended to read as follows:

"Sec. 52. That appropriations, except as herein otherwise provided, shall be made by the legislature."

Sec. 4. That section fifty-five of said Act is hereby amended so that the part thereof relating to public indebtedness and beginning with the words "nor shall any debt" shall read as follows: "Nor shall any debt be authorized to be contracted by or on behalf of the Territory, or any political or municipal corporation or subdivision thereof, except to pay the interest upon the existing indebtedness, to suppress insurrection, or to provide for the common defense, except that in addition to any indebtedness created for such purposes the legislature may authorize loans by the Territory, or any such subdivision thereof, for the erection of penal, charitable, and educational institutions, and for public buildings, wharves, roads, and harbor and other public improvements, but the total of such indebtedness incurred in any one year by the Territory or any such subdivision shall not exceed one per centum of the assessed value of the property in the Territory or subdivision, respectively, as shown by the then last assessments for taxation, whether such assessments are made by the Territory or the subdivision or subdivisions, and the total indebtedness of the Territory shall not at any time be extended beyond seven per centum of such assessed value of property in the Territory and the total indebtedness of any such subdivision shall not at any time be extended beyond three per centum of such assessed value of property in the subdivision, but nothing in this Act shall prevent the refunding of any indebtedness at any time; nor shall any such loan be made upon the credit of the public domain or any part thereof; nor shall any bond or other instrument of any such indebtedness be issued unless made payable in not more than thirty years from the date of the issue thereof; nor shall any such bond or indebtedness be issued or incurred until approved by the President of the United States."

Sec. 5. That section seventy-three of said Act is hereby amended by adding thereto the following:

"No person shall hereafter be entitled to receive any certificate of occupation, right of purchase lease, cash freehold agreement, or special homestead agreement, who or whose husband or wife shall previously have taken or held any land under any such certificate, lease, or agreement hereafter made or issued, or under any homestead lease or patent based thereon; or who or whose husband or wife, or both of them, shall then own other land in the Territory the combined area of which and the land in question exceeds eighty acres; or

who is an alien, unless he has declared his intention to become a citizen of the United States as provided by law; nor shall any person who, having so declared his intention, shall hereafter take or hold under any such certificate, lease or agreement, continue so to hold or become entitled to a homestead lease or patent of the land, unless he shall have become a citizen within five years after so taking.

"No land for which any such certificate, lease or agreement shall hereafter be issued, or any part thereof or interest therein or control thereof, shall, without the written consent of the commissioner and governor, thereafter, whether before or after a homestead lease or patent has been issued thereon, be or be contracted to be in any way, directly or indirectly, by process of law or otherwise, conveyed, mortgaged, leased or otherwise transferred to or acquired or held by or for the benefit of any alien or corporation; or, before or after the issuance of a homestead lease or before the issuance of a patent, to or by or for the benefit of any other person; or, after the issuance of a patent, to or by or for the benefit of any person who owns, holds or controls directly or indirectly other land or the use thereof the combined area of which and the land in question exceeds eighty acres: Provided, that these prohibitions shall not apply to transfers or acquisitions by inheritance or between tenants in common.

"Any land in respect of which any of the foregoing provisions shall be violated, shall forthwith be forfeited and resume the status of public land and may be recovered by the Territory or its successors in an action of ejectment or other appropriate proceeding. And non-compliance with the terms of any such certificate, lease, or agreement, or of the law applicable thereto, shall work a forfeiture of all rights thereunder and entitle the commissioner, with the approval of the governor, with or without legal process, notice, demand or previous entry, to retake possession and thereby determine the estate; Provided, That the times limited for compliance with any such terms may be extended by the commissioner, with such approval, upon its appearing that an effort has been made in good faith to comply therewith.

"The persons entitled to take under any such certificate, lease or agreement, may be determined by drawing or lot, after public notice as hereinafter provided; and any lot not taken, or taken and forfeited, or any lot or part thereof surrendered with the consent of the commissioner, which is hereby authorized, may be disposed of upon application at not less than the advertised price by any such certificate, lease or agreement without further notice. The notice of any sale, drawing or allotment of public land shall be by publication

for a period of not less than sixty days in one or more newspapers of general circulation published in the Territory.

"The commissioner, with the approval of the governor, may give to any person who has, or who and whose predecessors in interest have, improved any parcel of public land and resided thereon not less than ten years immediately preceding the date of application a preference right to purchase as much of such parcel and such adjoining land as may reasonably be required for a home, at a fair price to be determined by three disinterested persons appointed by the governor, in the determination of which price the value of improvements shall, when deemed just and reasonable, be disregarded.

"The commissioner may also, with such approval, issue, for a nominal consideration, to any church or religious organization, or person or persons or corporation representing it, a patent for any parcel of public land occupied continuously for not less than ten years heretofore and still occupied by it as a church site under the laws of Hawaii.

"No sale for other than homestead purposes and no exchange by which the Territory shall convey land exceeding either forty acres in area or five thousand dollars in value, and no lease of agricultural land exceeding forty acres in area, shall be made without the approval of two-thirds of a board appointed as provided in section eighty of this Act, and until the legislature otherwise provides said board shall consist of six members and its members be appointed for terms of four years.

"All lands in the possession, use and control of the Territory shall hereafter be managed by the commissioner, except such as shall be set aside for public purposes as hereinafter provided; all sales and other dispositions of such land shall be made by the commissioner or under his direction, for which purpose, if necessary, the land may be transferred to his department from any other department by direction of the governor, and all patents and deeds of such land shall issue from the office of the commissioner, who shall countersign the same and keep a record thereof. Lands conveyed to the Territory in exchange for other lands that are subject to the land laws of Hawaii, as amended by this Act, shall, except as otherwise provided, have the same status and be subject to such laws as if they had previously been public lands of Hawaii. All orders setting aside lands for forest or other public purposes, or withdrawing the same, shall be made by the governor, and lands while so set aside for such purposes may be managed as may be provided by the laws of the Territory. The commissioner is hereby authorized to perform any and all acts, prescribe forms of oaths, and, with the approval of the

governor and said board, make such rules and regulations as may be necessary and proper for the purpose of carrying the provisions of this section and the land laws of Hawaii into full force and effect."

Sec. 6. That section eighty-four of said Act is hereby amended to read as follows:

"Sec. 84. That no person shall sit as a judge or juror in any case in which his relative by affinity or by consanguinity within the third degree is interested, either as a plaintiff or defendant, or in the issue of which the said judge or juror has, either directly or through such relative, any pecuniary interest; nor shall any person sit as a judge in any case in which he has been of counsel or on an appeal from any decision or judgment rendered by him, and the legislature of the Territory may add other causes of disqualification to those herein enumerated."

Sec. 7. That section ninety-one of said Act is hereby amended to read as follows:

"Sec. 91. That, except as otherwise provided, the public property ceded and transferred to the United States by the Republic of Hawaii under the joint resolution of annexation, approved July seventh, eighteen hundred and ninety-eight, shall be and remain in the possession, use and control of the government of the Territory of Hawaii, and shall be maintained, managed, and cared for by it, at its own expense, until otherwise provided for by Congress, or taken for the uses and purposes of the United States by direction of the President or of the governor of Hawaii. And any such public property so taken for the uses and purposes of the United States may be restored to its previous status by direction of the President; and the title to any such public property in the possession and use of the Territory for the purposes of water, sewer, electric and other public works, penal, charitable, scientific and educational institutions, cemeteries, hospitals, parks, highways, wharves, landings, harbor improvements, public buildings, or other public purposes, or required for any such purposes, may be transferred to the Territory by direction of the President, and the title to any property so transferred to the Territory may thereafter be transferred to any city, county, or other political subdivision thereof, by direction of the governor when thereunto authorized by the legislature."

Sec. 8. That section ninety-two of said Act is hereby amended to read as follows:

"Sec. 92. That the following officers shall receive the following annual salaries to be paid by the United States: The governor, ten thousand dollars; the secretary of the Territory, five thousand dollars; the chief justice of the supreme

court of the Territory, six thousand five hundred dollars; the associate justices of the supreme court, six thousand dollars each; the judges of the circuit courts, four thousand dollars each; the United States district attorney, five thousand dollars; the United States marshal, four thousand dollars. And the governor shall receive annually, in addition to his salary, the sum of one thousand dollars for stationery, postage, and incidentals; also his traveling expenses while absent from the capital on official business, and the sum of two thousand dollars annually for his private secretary."

Sec. 9. That section one hundred of said Act is hereby amended by adding thereto the following:

"All records relating to naturalization, all declarations of intention to become citizens of the United States, and all certificates of naturalization filed, recorded, or issued prior to the taking effect of the naturalization act of June twenty-ninth, nineteen hundred and six, in or from any circuit court of the Territory of Hawaii, shall for all purposes be deemed to be and to have been made, filed, recorded, or issued by a court with jurisdiction to naturalize aliens, but shall not be by this Act further validated or legalized."

Senator Knudsen moved that the Message of the Governor be received and placed on file. Seconded by Senator Brown and carried.

Senator Coelho gave notice of intention to introduce the following Bills:

"An Act Making Special Appropriations for the Purpose of Defraying the Expenses of the Special Session of the Senate of the Legislature of the Territory of Hawaii of the Year 1909."

"An Act to Enable Persons Attaining the Age of Twenty-one Years on or Before the Day of Any General Election to Register."

"An Act to Amend Chapter 102 of the Revised Laws of Hawaii as Amended by Act 96 of the Session Laws of 1907 by Adding a Proviso to Sections 1418G and 1418H Thereof."

"An Act to Amend Act 39 of the Session Laws of 1905, Entitled 'An Act Creating Counties Within the Territory of Hawaii and Providing for the Government Thereof.'"

“An Act to Amend Section 1 of Act 102 of the Session Laws of 1905 as Amended by Act 147 of the Session Laws of 1909.”

“An Act for the Relief of Persons Released from the Leper Settlement at Molokai.”

Under suspension of the rules, Senator Coelho introduced a Bill (S. B. No. 1) entitled “An Act Making Special Appropriations for the Purpose of Defraying the Expenses of the Special Session of the Senate of the Legislature of the Territory of Hawaii of the Year 1909.”

The Bill was read by title and upon motion of Senator Coelho, seconded by Senator McCarthy, passed First Reading.

Senator Coelho introduced a Bill (S. B. No. 2) entitled “An Act to Enable Persons Attaining the Age of Twenty-one Years on or Before the Day of Any General Election to Register.”

The Bill was read by title and upon motion of Senator Coelho, seconded by Senator Brown, passed First Reading.

Senator Coelho introduced a Bill (S. B. No. 3) entitled “An Act to Amend Chapter 102 of the Revised Laws of Hawaii as amended by Act 96 of the Session Laws of 1907 by Adding a Proviso to Sections 1418G and 1418H Thereof.”

The Bill was read by title and upon motion of Senator Coelho, seconded by Senator McCarthy, passed First Reading.

Senator Coelho introduced a Bill (S. B. No. 4) entitled “An Act to Amend Act 39 of the Session Laws of 1905, Entitled ‘An Act Creating Counties Within the Territory of Hawaii and Providing for the Government Thereof.’”

The Bill was read by title and upon motion of Senator Coelho, seconded by Senator Brown, passed First Reading.

Senator Coelho introduced a Bill (S. B. No. 5) entitled “An Act to Amend Section 1 of Act 102 of the Session Laws of 1905 as Amended by Act 147 of the Session Laws of 1909.”

The Bill was read by title and upon motion of Senator Coelho, seconded by Senator Chillingworth, passed First Reading.

Senator Coelho introduced a Bill (S. B. No. 6) entitled

“An Act for the Relief of Persons Released from the Leper Settlement at Molokai.”

The Bill was read by title and upon motion of Senator Coelho, seconded by Senator Chillingworth, passed First Reading.

Senator Coelho offered the following Concurrent Resolution (No. 1) relating to the congested condition of the College of Hawaii:

CONCURRENT RESOLUTION.

WHEREAS, the congested condition of the quarters in which the work of the College of Hawaii is at present carried on urgently requires immediate attention in order to properly and permanently install the valuable appliances with which the institution is being equipped, and that the facilities for practical demonstrations in field work would be available to the students; Therefore Be It

RESOLVED by the Senate of the Legislature of the Territory of Hawaii, in Special Session assembled, the House of Representatives concurring, that the SCHOOL FUND COMMISSION, appointed by virtue of the provisions of Joint Resolution No. 6 of the Regular Session of 1909, be requested to also investigate methods of endowing colleges of similar character elsewhere and to consider ways and means for the endowment of the College of Hawaii, and report their conclusions and recommendations pertaining thereto and such Bill or Bills as may be deemed necessary for the effectuation of such recommendations to the Governor not later than July 1, 1910.

W. J. COELHO,

Senator, Second District.

Senate Chamber,

Honolulu, Nov. 2, 1909.

Referred to the Committee on Education.

Senator Harvey offered the following Concurrent Resolution (No. 2) relating to the surrender by the United States Government of the building now occupied by the Honolulu Post Office:

SCHOOL FUND COMMISSION.

Wallace R. Farrington June 29, 1909.
 William A. Bowen June 29, 1909.
 Edgar Wood June 29, 1909.

COMMISSION ON STAMP DUTIES AND LICENSES.

William L. Stanley Nomination.
 G. Fred Bush Nomination.
 Richard H. Trent Nomination.

BOARD OF PHARMACY.

Ferdinand F. Hedemann Nomination.
 Samuel S. Peck Nomination.
 Alexis J. Gignoux Nomination.

LICENSE COMMISSIONERS.

City and County of Honolulu.

Willard E. Brown, Second Class..... June 30, 1909.
 J. H. Craig, Second Class..... June 30, 1909.
 Norman Watkins, First Class..... September 13, 1909.

County of Hawaii.

Albert Horner, Second Class..... June 29, 1909.
 R. A. Lyman, Second Class..... July 9, 1909.
 William G. Ogg, First Class..... August 7, 1909.
 Samuel M. Spencer, First Class..... September 20, 1909.

County of Maui.

C. D. Lufkin, Second Class June 29, 1909.
 D. C. Lindsay, Second Class..... June 29, 1909.

County of Kauai.

Augustus F. Knudsen Nomination.
 James K. Apolo Nomination.

PRISON INSPECTORS.

First Judicial Circuit.

Gilbert J. WallerMay 28, 1909.
Edward DavisMay 28, 1909.
Ernest H. WodehouseJune 19, 1909.

Second Judicial Circuit.

William HenningMay 28, 1909.
H. A. BaldwinMay 28, 1909.
J. N. K. KeolaMay 28, 1909.

Third Judicial Circuit.

Luther S. AungstJune 7, 1909.
M. MalakauaJune 7, 1909.
H. H. RentonJune 19, 1909.

Fourth Judicial Circuit.

E. N. HolmesJune 7, 1909.
A. B. LindsayJune 7, 1909.
R. A. Lyman, Jr.June 7, 1909.

Fifth Judicial Circuit.

A. S. WilcoxJune 7, 1909.
J. M. LydgateJune 7, 1909.
John GandallJune 23, 1909.

Senator Chillingworth moved that the Message be referred to the Printing Committee. Seconded by Senator Brown and carried.

A Communication (No. 1) from Honorable E. A. Mott-Smith, Secretary of the Territory of Hawaii, was received and read by the Clerk as follows:

EXECUTIVE BUILDING.

SECRETARY OF HAWAII.

Honolulu, T. H., November 2, 1909.

The Honorable
The President of the Senate,
Territory of Hawaii.

Sir:—

In order that I may comply with the provisions of Section 69 of the Organic Act, may I kindly ask that this office be furnished daily with a copy of the minutes of your honorable body, the same as was done during the regular session.

Very respectfully yours,

E. A. MOTT-SMITH,
Secretary of Hawaii.

At 11:15 o'clock A. M., upon motion of Senator Chillingworth, seconded by Senator Coelho, the Senate adjourned until 10 o'clock A. M. of Wednesday, November 3, 1909.

JOHN H. WISE,
Clerk of the Senate.

Approved:

WILLIAM O. SMITH,
President of the Senate.

SECOND DAY.

Wednesday, November 3, 1909.

The Senate met pursuant to adjournment at 10 o'clock A. M.

After prayer by the Chaplain, the Roll was called showing Senators Fairchild, Moore, Chillingworth and Quinn absent. (Senators Chillingworth and Quinn came in later.)

The Journal of the First Day was read, corrected and approved.

The Chair announced the following Standing Committees of the Senate:

Judiciary:

E. A. Knudsen, C. F. Chillingworth and R. H. Makekau.

Education:

W. T. Robinson, E. A. Knudsen and C. J. McCarthy.

Military and Public Expenditures:

C. F. Chillingworth, S. E. Kalama and R. H. Makekau.

Enrollment, Revision and Printing:

J. T. Brown, E. W. Quinn and C. J. McCarthy.

Public Lands, Internal Improvements, Agriculture, Etc.

S. E. Kalama, E. A. Knudsen and P. P. Woods.

Accounts:

E. W. Quinn, W. T. Robinson and P. P. Woods.

Public Health:

W. J. Coelho, C. F. Chillingworth and F. R. Harvey.

Rules:

S. E. Kalama, E. A. Knudsen and D. K. Baker.

Ways and Means:

E. A. Knudsen, J. T. Brown, W. J. Coelho, C. J. McCarthy and E. W. Quinn.

Senator McCarthy, for the Printing Committee, reported that the Message of the Governor, relating to appointments for confirmation, and Senate Concurrent Resolution No. 4 had been printed and distributed.

ORDER OF THE DAY.

Second Reading of Senate Bill No. 1 entitled "An Act Making Special Appropriations for the Purpose of Defraying the Expenses of the Special Session of the Senate of the Legislature of the Territory of Hawaii for the Year 1909."

Senator Coelho moved that the Bill pass Second Reading. Seconded by Senator Brown and Carried.

Second Reading of Senate Bill No. 2, entitled "An Act to Enable Persons Attaining the Age of Twenty-one Years on or Before the Day of Any General Election to Register."

Senator Coelho moved that it be referred to the Judiciary Committee. Seconded by Senator Robinson and carried.

Second Reading of Senate Bill No. 3, entitled "An Act to Amend Chapter 102 of the Revised Laws of Hawaii as Amended by Act 96 of the Session Laws of 1907 by Adding a Proviso to Sections 1418G and 1418H Thereof."

Senator Coelho moved that the Bill pass Second Reading. Seconded by Senator Harvey.

Senator Makekau moved to amend the motion so that the Bill be referred to the Committee on Ways and Means. Seconded by Senator Woods and carried.

Second Reading of Senate Bill No. 4, entitled "An Act

to Amend Act 39 of the Session Laws of 1905 Entitled 'An Act Creating Counties within the Territory of Hawaii, and Providing for the Government Thereof.' "

Senator Coelho moved that the Bill pass Second Reading. Seconded by Senator Knudsen.

Senator Makekau moved to amend the motion so that the Bill be referred to a Select Committee, consisting of the Members from Maui. Seconded by Senator Woods and carried.

Second Reading of Senate Bill No. 5, entitled "An Act to Amend Section 1 of Act 102 of the Session Laws of 1905 as Amended by Act 147 of the Session Laws of 1909."

Senator Robinson moved that it be referred to the Committee on Ways and Means. Seconded by Senator Woods and carried.

Second Reading of Senate Bill No. 6, entitled "An Act for the Relief of Persons Released from the Leper Settlement at Molokai."

Senator Coelho moved that the Bill be referred to the Ways and Means Committee. Seconded by Senator Woods and carried.

Senator Coelho moved that consideration of appointments for confirmation be deferred until 2 o'clock P. M. tomorrow. Seconded by Senator Knudsen and carried.

Senator Coelho moved that consideration of Senate Concurrent Resolution No. 4, relating to the Amendments to the Organic Act be taken up at 2 o'clock this afternoon. Seconded by Senator Knudsen and carried.

At 11:10 o'clock A. M., upon motion of Senator Kalama, seconded by Senator Brown, the Senate took a recess until 2 o'clock P. M.

AFTERNOON SESSION.

The Senate reconvened at 2 o'clock P. M.

A communication (No. 1) from Mrs. M. H. Atcherley, com-

plaining of the action of the Commissioners of Insanity, and of the decision of the Court relating to her husband, was received and read.

Senator Chillingworth moved that the communication be laid on the table to be taken up later. Seconded by Senator Brown and carried.

Senator Kalama presented the Report (No. 1) of the Select Committee, consisting of the members from Maui, on Senate Bill No. 4, which was read as follows:

SENATE CHAMBER.

Honolulu, November 3, 1909.

Hon. W. O. Smith,
President of the Senate.

Sir:

Your Select Committee to whom was referred Senate Bill No. 4 introduced by Hon. W. J. Coelho, being an Act entitled "An Act to Amend Act 39 of the Session Laws of 1905, entitled 'An Act Creating Counties within the Territory of Hawaii and Providing for the Government Thereof,'" begs leave to report that it has had the same under careful consideration, and recommends that the same pass.

Respectfully submitted,

S. E. KALAMA,
Chairman.
WM. T. ROBINSON,
Member.
W. J. COELHO,
Member.

Senator Coelho moved that the Report of the Committee be adopted. Seconded by Senator Kalama.

Senator Makekau moved that the Report of the Committee be received and laid on the table to be considered with the Bill. Seconded by Senator Woods and carried.

At 2:10 o'clock P. M., the Senate resolved itself into Committee of the Whole for the consideration of Senate Concurrent Resolution No. 4, with Senator Knudsen in the Chair.

At 2:47 o'clock P. M., the Senate came to order, Senator Knudsen, for the Committee of the Whole, reporting progress and asking leave to sit again.

Upon motion of Senator McCarthy, seconded by Senator Quinn, the Report of the Committee was adopted.

Senator Robinson presented the report (No. 1) of the Committee on Education on Senate Concurrent Resolution No. 1, as follows:

SENATE CHAMBER.

Honolulu, November 3, 1909.

Hon. W. O. Smith,
President of the Senate.

Sir:

Your Committee to whom was referred Senate Concurrent Resolution No. 1, begs leave to report that it has had the same under consideration and recommends the adoption of the Resolution.

WM. T. ROBINSON,
Chairman.

ERIC A. KNUDSEN,
Member.

C. J. McCARTHY,
Member.

Senator Coelho moved that the Report of the Committee be adopted. Seconded by Senator McCarthy and carried.

At 3 o'clock, upon motion of Senator Quinn, seconded by Senator Coelho, the Senate adjourned until 10 o'clock A. M., Thursday, November 4, 1909.

JOHN H. WISE,
Clerk of the Senate.

Approved:

WILLIAM O. SMITH,
President of the Senate.

THIRD DAY.

Thursday, November 4, 1909.

The Senate met pursuant to adjournment at 10 o'clock A. M.
After prayer by the Chaplain the Roll was called showing
Senators Fairchild, Kalama and Moore to be absent.

The Journal of the Second Day was read and approved.

REPORTS OF THE STANDING COMMITTEES.

Senator Knudsen presented the Report (No. 1) of the Ways
and Means Committee on Senate Bill No. 5, which was read by
the Clerk as follows:

SENATE CHAMBER.

Honolulu, November 3, 1909.

Honorable W. O. Smith,
President of the Senate,
Territory of Hawaii.

Sir:

Your Committee on Ways and Means to which was
referred Senate Bill No. 5, entitled "An Act to Amend Section
1 of Act 102 of the Session Laws of 1905 as Amended by
Act 147 of the Session Laws of 1909," begs leave to report
as follows:

The object of the Bill is to turn over to the Counties all
the revenues arising out of inheritance taxes.

Your Committee recommends the passage of the Act.

C. J. McCARTHY,
W. J. COELHO,
JOHN T. BROWN,
E. W. QUINN.

While believing the object of the Bill to be a good one, yet this being a special session called for a special purpose, I believe this matter should be left to the regular session of 1911 and that this Bill should be tabled.

ERIC A. KNUDSEN,

Chairman.

Senator Knudsen moved that the Report of the Committee be laid on the table to be taken up with the Bill. Seconded by Senator Quinn and carried.

Senator Knudsen presented the Report (No. 2) of the Ways and Means Committee on Senate Bill No. 3, which was read by the Clerk as follows:

SENATE CHAMBER.

November 3, 1909.

Hon. W. O. Smith,
President of the Senate.

Sir:

Your Committee on Ways and Means, to which was referred Senate Bill No. 3, entitled "An Act to Amend Chapter 102 of the Revised Laws of Hawaii as Amended by Act 96 of the Session Laws of 1907 by Adding a Proviso to Sections 1418G and 1418H Thereof," begs leave to report as follows:

Section 1418G relates to merchandise licenses, and
Section 1418H relates to peddlers' licenses.

The object of this Bill is to relieve the small fishermen and peddlers who only sell crabs, fresh fish, squids, flowers, etc., from paying the license fee as required by Sections 1418G and 1418H.

Your Committee believes that the loss of revenue to the Territory would be so small that it would not be noticed, whereas the enforcement of the law in such cases might create a real hardship and drive all the sellers of flowers and leis

out of business. Your Committee therefore recommends that the Bill do pass.

C. J. McCARTHY,
W. J. COELHO,
JOHN T. BROWN,
E. W. QUINN,

Members.

While agreeing in the main to the above report, I believe that this matter should be left to the Regular Session and has no place in a Special Session called for a specific purpose, and recommend that the Bill be tabled.

ERIC A. KNUDSEN,
Chairman.

Senator Knudsen moved that the report of the Committee be laid upon the table to be taken up with the Bill. Seconded by Senator Quinn and carried.

Senator Knudsen presented Report (No. 3) of the Ways and Means Committee on Senate Bill No. 6, which was read by the Clerk as follows:

SENATE CHAMBER.

November 3, 1909.

Hon. W. O. Smith,
President of the Senate.

Sir:

Your Committee on Ways and Means, to which was referred Senate Bill No. 6 entitled "An Act for the Relief of Persons Released from the Leper Settlement at Molokai," begs leave to report that they have had the same under careful consideration.

The object of the Bill is to create a fund so as to aid those who have been discharged as cured from the Settlement, pending such time as they may be able to find employment. The

object is a worthy one, but the amount called for is too large and your Committee recommends that the amount be reduced to five thousand dollars (\$5,000.00).

Also insert in Section 1 after the words "from time to time" on the second to the last line the following words: "by the President of the Board of Health in such."

With these amendments your Committee recommends the passage of the Bill.

C. J. McCARTHY,
W. J. COELHO,
JOHN T. BROWN,
E. W. QUINN,
Members.

The objects herein are worthy, but in my opinion are contrary to the purposes for which this Special Session was called and cannot therefore be considered now. This Bill should therefore be tabled.

ERIC A. KNUDSEN,
Chairman.

Senator Knudsen moved that the report of the Committee be laid on the table to be considered with the Bill. Seconded by Senator Quinn and carried.

A communication (No. 2) from the House of Representatives, transmitting House Bill No. 1, was read by the Clerk.

HOUSE OF REPRESENTATIVES,

Special Session.

Honolulu, T. H., November 4, 1909.

The Honorable President and
Members of the Senate of the
Territory of Hawaii.

Gentlemen:

I have the honor to transmit herewith House Bill No. 1

which this day passed Third Reading in the House of Representatives of the Territory of Hawaii.

Respectfully submitted,

EDWARD WOODWARD,

Clerk, House of Representatives.

The communication was ordered received and placed on file.

First Reading of House Bill No. 1, entitled "An Act to Appropriate Money for the Purpose of Defraying the Expenses of the Special Session of the House of Representatives of the Legislature of the Territory of Hawaii, 1909.

Senator Coelho moved that the Bill pass First Reading. Seconded by Senator McCarthy and carried.

Senator Coelho offered the following Concurrent Resolution (No. 5) relating to the Land Maheles:

CONCURRENT RESOLUTION.

WHEREAS, prior to and at the time of the Grand Mahele of Lands in the Kingdom of Hawaii, and thereafter during the labors of the Commissioners to Quiet Titles appointed in pursuance of the Act to Organize the Executive Departments of the Hawaiian Islands, approved April 27, 1846, certain of the lands of the Hawaiian Kingdom, situate at Lahaina, Maui, which were intended to have been awarded to private claimants under said Act, but which were not specifically so awarded, were used and occupied and have ever since continued to be used and occupied as private holdings under claims of ownership therein by private parties; and

WHEREAS, the parties then respectfully so using, occupying and claiming the same, and their successors in claim and estate have, in many instances, continued, thence to the present time, to exercise all the functions of private ownership therein, and to pay taxes thereon to the Government, as assessed from year to year during many years last past; and

WHEREAS, such said claimants respectively have in good faith held, and paid taxes upon, such lands in the belief that they were legally entitled to claim and hold the same; and

WHEREAS, the Governor of the Territory has directed the Attorney-General of the Territory to institute proceedings of ejectment against the parties above referred to; and

WHEREAS, it would be inequitable to now disturb them in their possession thereof and claims therein, and it is desirable that their rights therein should be recognized by law: Now Therefore Be It

RESOLVED that it is the sense of the Legislature of the Territory of Hawaii, in Special Session assembled, that the parties holding the lands as hereinabove referred to be not disturbed in their possession thereof and claims therein until the present land laws are modified or amended so as to enable them to perfect their title under more favorable and just considerations; Be It Further

RESOLVED that certified copies of this Resolution be transmitted to the Governor of the Territory, the Attorney-General and the Commissioner of Public Lands

W. J. COELHO,

Senator, Second District.

Senate Chamber,

Honolulu, November 4, 1909.

Senator Chillingworth moved that the Resolution be referred to the Judiciary Committee. Seconded by Senator Baker and carried.

Senator Makekau moved that the Clerk be instructed to have Concurrent Resolution No. 5 typewritten and the Members supplied with copies of same. Seconded by Senator Woods and carried.

Senator Brown offered the following Resolution (No. 3) relating to the pay of officers:

RESOLUTION.

RESOLVED that the following amounts be allowed as salaries for the officers of the Senate:

Clerk	\$12.00 per diem
Assistant Clerk	9.00 per diem
Sergeant-at-Arms	5.00 per diem
Messenger	3.00 per diem
Janitor	3.00 per diem
Chaplain	25.00 in full for session.

JOHN T. BROWN,

Senator, 1st District.

Senate Chamber,

Honolulu, November 4, 1909.

Senator Coelho moved that the Resolution be adopted.
Seconded by Senator Baker.

Senator Quinn moved to amend the Resolution by making the pay of the Assistant Clerk, Eight Dollars per diem instead of Nine Dollars. Seconded by Senator Knudsen and lost.

Senator Makekau moved to amend the Resolution so as to give the Chaplain Fifty Dollars instead of Twenty-five Dollars for the session. Seconded by Senator Coelho and carried.

Senator McCarthy moved that the Resolution be adopted as amended. Seconded by Senator Harvey and carried.

Senator Harvey offered the following Concurrent Resolution (No. 6) relating to the setting aside of Public Lands for Lepers:

CONCURRENT RESOLUTION.

RESOLVED, that it is the sense of the Legislature of the Territory of Hawaii, in Special Session assembled, that the Governor of the Territory set aside suitable lands for the use of such of the persons who were segregated at the Leper Settlement at Molokai, and who were examined since April 1, 1909, and found free of the disease of leprosy and ordered to leave the Settlement, as may apply to locate thereon, upon such terms and conditions as the Governor may prescribe;
Be It Further

RESOLVED, that certified copies of this Resolution be

transmitted to the Governor of the Territory.

F. R. HARVEY,
Senator, Third District.

Senate Chamber,

Honolulu, November 4, 1909.

Senator Makekau moved that the Concurrent Resolution be referred to the Committee on Public Lands. Seconded by Senator Harvey and carried.

A communication (No. 3) from the House of Representatives, transmitting House Joint Resolution No. 1, was read by the Clerk as follows:

HOUSE OF REPRESENTATIVES,

Special Session.

Honolulu, T. H., November 4, 1909.

The President and
Members of the Senate of the
Territory of Hawaii.

Gentlemen:

I have the honor to transmit herewith House Joint Resolution No. 1, which this day passed Third Reading in the House of Representatives of the Territory of Hawaii.

Respectfully submitted,

EDWARD WOODWARD,
Clerk, House of Representatives.

The communication was ordered received and placed on file.

First Reading of House Joint Resolution No. 1, relating to the appointment of a Commissioner on Advances to Homesteaders.

JOINT RESOLUTION.

WHEREAS, there are a number of Homesteaders in this Territory struggling under the burden of financial difficulties to the extent of rendering them incapable of utilizing and developing the resources of their holdings; and

WHEREAS, the full development of the resources of this Territory can best be attained by the occupancy and utilization of the unappropriated public lands by homesteaders; and

WHEREAS, it behooves the Territorial Government to consider methods whereby the present and prospective homesteaders may be protected, assisted and encouraged; Therefore,

BE IT RESOLVED BY THE LEGISLATURE OF THE TERRITORY OF HAWAII:

That the Governor shall, as soon as practicable after the approval of this Resolution, appoint a Commission of three members, who shall be experienced and competent persons, to be known as the Commission on Advances to Homesteaders, which Commission shall study and thoroughly investigate and examine into the matter of establishing an Office to conduct the business of advancing money to the bona fide homesteaders of the Territory on security of mortgage of the homestead land and improvements thereon at a low rate of interest; said Commission shall consider ways and means whereby said Office may be managed and the business thereof conducted, and shall likewise consider the most practicable and feasible way of raising money by means of proper legislation for the purpose of meeting the full requirements of the Office.

The Commissioners may, in their discretion, employ legal counsel to assist them in their work. Said Commissioners shall each receive two hundred dollars for his service, together with other reasonable allowance for the expenses incurred in the performance of the duties herein prescribed; and the Commission shall make report to the Governor not later than January 1, 1911, with their recommendations appertaining

thereto, together with such bill or bills as may be deemed necessary for the effectuation of such recommendations.

And the Governor is hereby requested to publish for the public interest the report of the Commission and their proposed legislation before the Legislature convenes in Regular Session in 1911.

Senator McCarthy moved that House Joint Resolution No. 1 pass First Reading. Seconded by Senator Coelho and carried.

ORDER OF THE DAY.

Third Reading of Senate Bill No. 1, entitled "An Act Making Special Appropriations for the Purpose of Defraying the Expenses of the Special Session of the Senate of the Legislature of the Territory of Hawaii of the year 1909."

The Bill passed Third Reading on the following showing of Ayes and Noes:

Ayes: Senators Baker, Brown, Chillingworth, Coelho, Harvey, Knudsen, Makekau, McCarthy, Quinn, Robinson, Woods and Smith.

Noes: None.

Not present: Senators Fairchild, Kalama and Moore.

Second Reading of Senate Bill No. 4, entitled "An Act to Amend Act 39 of the Session Laws of 1905, entitled 'An Act Creating Counties within the Territory of Hawaii and Providing for the Government thereof.'"

Senator Quinn moved that the Report of the Committee on Senate Bill No. 4 be read. Seconded by Senator Knudsen and carried.

Senator Coelho moved that the report of the Committee be adopted. Seconded by Senator McCarthy and lost.

Second Reading of Senate Bill No. 3, entitled "An Act to Amend Chapter 102 of the Revised Laws of Hawaii as amended by Act 96 of the Session Laws of 1907 by adding a proviso to Sections 1418G and 1418H thereof."

Senator Coelho moved that the Bill pass Second Reading. Seconded by Senator McCarthy.

Senator Quinn raised a point of order, questioning the right of the Senate to consider subjects foreign to the object for which the Special Session was called.

Senator Chillingworth moved that it is the sense of the Senate that no subject foreign to the object for which this Session is called shall be considered. Seconded by Senator Woods.

At 11.18 o'clock A. M., pending the discussion of the above motion, the Senate took a recess until 2 o'clock P. M.

AFTERNOON SESSION.

The Senate reconvened at 2 o'clock P. M.

A communication (No. 4) from the House of Representatives, transmitting House Concurrent Resolution No. 1, was read by the Clerk, as follows:

HOUSE OF REPRESENTATIVES,

Special Session.

Honolulu, T. H., Nov. 4, 1909.

To the Honorable President and
Members of the Senate of the
Territory of Hawaii.

Gentlemen:

I have the honor to transmit herewith House Concurrent Resolution No. 1, which was this day adopted in the House of Representatives of the Territory of Hawaii.

Very respectfully,

EDWARD WOODWARD,
Clerk, House of Representatives.

The communication was ordered received and placed on file. House Concurrent Resolution No. 1, relating to proposed amendments to the Organic Act, was read as follows:

CONCURRENT RESOLUTION.

BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES OF THE LEGISLATURE OF THE TERRITORY OF HAWAII, THE SENATE CONCURRING:

That, in order to meet pressing needs and make possible a more rapid development of the Territory along American lines, the Congress of the United States is hereby requested to amend the Organic Act of the Territory entitled "An Act to Provide a Government for the Territory of Hawaii," approved April 30, 1900, substantially in the manner and form set forth in the following proposed Bill which the Delegate to Congress from the Territory of Hawaii is hereby requested to introduce and urge in Congress:

AND BE IT FURTHER RESOLVED that a certified copy of this Resolution be sent to the President of the United States, the President of the Senate, the Speaker of the House of Representatives and the Delegate to Congress from the Territory of Hawaii.

A BILL

TO AMEND AN ACT ENTITLED "AN ACT TO PROVIDE A GOVERNMENT FOR THE TERRITORY OF HAWAII," APPROVED APRIL THIRTIETH, NINETEEN HUNDRED.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, that Section 5 of an Act entitled "An Act to Provide a Government for the Territory of Hawaii," approved April thirtieth, nineteen hundred, is hereby amended to read as follows:

"Sec. 5. That the Constitution, and, except as otherwise provided, all the laws of the United States, including laws carrying general appropriations, which are not locally inapplicable, shall have the same force and effect within the said

Territory as elsewhere in the United States: Provided, That sections eighteen hundred and forty-one to eighteen hundred and ninety-one, inclusive, nineteen hundred and ten and nineteen hundred and twelve, of the Revised Statutes, and the amendments thereto, and an Act entitled 'An Act to Prohibit the Passage of Local or Special Laws in Territories of the United States, to Limit Territorial Indebtedness, and for Other Purposes,' approved July thirtieth, eighteen hundred and eighty-six, and the amendments thereto, shall not apply to Hawaii."

SECTION 2. That Section twenty-six of said Act is hereby amended to read as follows:

"Sec. 26. That the members of the Legislature shall receive for their services, in addition to mileage at the rate of ten cents a mile each way, the sum of one thousand dollars for each regular session, payable in three equal installments on and after the first, thirtieth and fiftieth days of the session, and the sum of two hundred dollars for each special session; Provided, That they shall receive no compensation for any extra session held under the provisions of section fifty-four of this Act."

SECTION 3. That Section fifty-two of said Act is hereby amended to read as follows:

"Sec. 52. That appropriations, except as herein otherwise provided, shall be made by the legislature."

SECTION 4. That Section fifty-five of said Act is hereby amended so that the part thereof relating to public indebtedness and beginning with the words "nor shall any debt" shall read as follows: "Nor shall any debt be authorized to be contracted by or on behalf of the Territory, or any political or municipal corporation or subdivision thereof, except to pay the interest upon the existing indebtedness, to suppress insurrection, or to provide for the common defense, except that in addition to any indebtedness created for such purposes the legislature may authorize loans by the Territory, or any such subdivision thereof, for the erection of penal, charitable, and educational institutions, and for public buildings, wharves, roads, harbor and other public improvements, and for the development of natural resources and public lands, but the total of such indebtedness incurred in any one year by the Territory or any such subdivision shall not exceed one per centum of the assessed value of the property in the Territory or subdivision, respectively, as shown by the then last assessments for taxation, whether such assessments are made by the Territory or the subdivision or subdivisions, and the total

indebtedness of the Territory shall not at any time be extended beyond seven per centum of such assessed value of property in the Territory and the total indebtedness of any such subdivision shall not at any time be extended beyond three per centum of such assessed value of property in the subdivision, but nothing in this Act shall prevent the refunding of any indebtedness at any time; nor shall any such loan be made upon the credit of the public domain or any part thereof; nor shall any bond or other instrument of any such indebtedness be issued unless made payable in not more than thirty years from the date of the issue thereof; nor shall any such bond or indebtedness be issued or incurred until approved by the President of the United States."

SECTION 5. That Section seventy-three of said Act is hereby amended by adding thereto the following:

"No person shall hereafter be entitled to receive any certificate of occupation, right of purchase lease, cash freehold agreement, or special homestead agreement, who or whose husband or wife shall previously have taken or held any land under any such certificate, lease, or agreement hereafter made or issued, or under any homestead lease or patent based thereon; or who or whose husband or wife, or both of them, shall then own other land in the Territory the combined area of which and the land in question exceeds eighty acres; or who is an alien, unless he has declared his intention to become a citizen of the United States as provided by law; nor shall any person who, having so declared his intention, shall hereafter take or hold under any such certificate, lease or agreement, continue so to hold or become entitled to a homestead lease or patent of the land, unless he shall have become a citizen within five years after so taking.

"No land for which any such certificate, lease or agreement shall hereafter be issued, or any part thereof or interest therein or control thereof, shall, without the written consent of the commissioner and governor, thereafter, whether before or after a homestead lease or patent has been issued thereon, be or be contracted to be in any way, directly or indirectly, by process of law or otherwise, conveyed, mortgaged, leased or otherwise transferred to or acquired or held by or for the benefit of any alien or corporation; or, before or after the issuance of a homestead lease or before the issuance of a patent, to or by or for the benefit of any other person; or, after the issuance of a patent, to or by or for the benefit of any person who owns, holds or controls directly or indirectly

other land or the use thereof the combined area of which and the land in question exceeds eighty acres: Provided, that these prohibitions shall not apply to transfers or acquisitions by inheritance or between tenants in common.

"Any land in respect of which any of the foregoing provisions shall be violated shall forthwith be forfeited and resume the status of public land and may be recovered by the Territory or its successors in an action of ejectment or other appropriate proceeding. And non-compliance with the terms of any such certificate, lease, or agreement, or of the law applicable thereto, shall entitle the commissioner, with the approval of the governor, with or without legal process, notice, demand or previous entry, to retake possession and thereby determine the estate; Provided, That the times limited for compliance with any such terms may be extended by the commissioner, with such approval, upon its appearing that an effort has been made in good faith to comply therewith.

"The persons entitled to take under any such certificate, lease or agreement, may be determined by drawing or lot, after public notice as hereinafter provided; and any lot not taken, or taken and forfeited, or any lot or part thereof surrendered with the consent of the commissioner, which is hereby authorized, may be disposed of upon application at not less than the advertised price by any such certificate, lease or agreement without further notice. The notice of any sale, drawing or allotment of public land shall be by publication for a period of not less than sixty days in one or more newspapers of general circulation published in the Territory.

"The commissioner, with the approval of the governor, may give to any person who has, or who and whose predecessors in interest have, improved any parcel of public lands and resided thereon not less than five years immediately preceding the date of application a preference right to purchase so much of such parcel and such adjoining land as may reasonably be required for a home, at a fair price to be determined by three disinterested persons appointed by the governor, in the determination of which price the value of improvements shall, when deemed just and reasonable, be disregarded.

"The commissioner may also, with such approval, issue, for a nominal consideration, to any church or religious organization, or person or persons or corporation representing it, a patent for any parcel of public land occupied continuously for not less than five years heretofore and still occupied by it as a church site under the laws of Hawaii.

"No sale for other than homestead purposes and no exchange by which the Territory shall convey land exceeding either forty acres in area or five thousand dollars in value, and no lease of agricultural land exceeding forty acres in area, shall be made without the approval of two-thirds of a board appointed as provided in section eighty of this Act, and until the legislature otherwise provides said board shall consist of six members and its members be appointed for term of four years.

"All lands in the possession, use and control of the Territory shall hereafter be managed by the commissioner, except such as shall be set aside for public purposes as hereinafter provided; all sales and other dispositions of such land shall be made by the commissioner or under his direction, for which purpose, if necessary, the land may be transferred to his department from any other department by direction of the governor, and all patents and deeds of such land shall issue from the office of the commissioner, who shall countersign the same and keep a record thereof. Lands conveyed to the Territory in exchange for other lands that are subject to the land laws of Hawaii, as amended by this Act, shall, except as otherwise provided, have the same status and be subject to such laws as if they had previously been public lands of Hawaii. All orders setting aside lands for forest or other public purposes, or withdrawing the same, shall be made by the governor, and lands while so set aside for such purposes may be managed as may be provided by the laws of the Territory. The commissioner is hereby authorized to perform any and all acts, prescribe forms of oaths, and, with the approval of the governor and said board, make such rules and regulations as may be necessary and proper for the purpose of carrying the provisions of this section and the land laws of Hawaii into full force and effect."

SECTION 6. That section eighty-four of said Act is hereby amended to read as follows:

"Sec. 84. That no person shall sit as a judge or juror in any case in which his relative by affinity or by consanguinity within the third degree is interested, either as a plaintiff or defendant, or in the issue of which the said judge or juror has, either directly or through such relative, any pecuniary interest; nor shall any person sit as a judge in any case in which he has been of counsel or on an appeal from any decision or judgment rendered by him, and the legislature of the Territory may add other causes of disqualification to those herein enumerated."

SECTION 7. That Section ninety-one of said Act is hereby amended to read as follows:

"Sec. 91. That, except as otherwise provided, the public property ceded and transferred to the United States by the Republic of Hawaii under the joint resolution of annexation, approved July seventh, eighteen hundred and ninety-eight, shall be and remain in the possession, use, and control of the government of the Territory of Hawaii, and shall be maintained, managed, and cared for by it, at its own expense, until otherwise provided for by Congress, or taken for the uses and purposes of the United States by direction of the President or of the governor of Hawaii. And any such public property so taken for the uses and purposes of the United States may be restored to its previous status by direction of the President; and the title to any such public property in the possession and use of the Territory for the purposes of water, sewer, electric and other public works, penal, charitable, scientific and educational institutions, cemeteries, hospitals, parks, highways, wharves, landings, harbor improvements, public buildings, or other public purposes, or required for any such purposes, may be transferred to the Territory by direction of the President, and the title to any property so transferred to the Territory may thereafter be transferred to any city, county, or other political subdivision thereof, by direction of the governor when thereunto authorized by the legislature."

SECTION 8. That section ninety-two of said Act is hereby amended to read as follows:

"Sec. 92. That the following officers shall receive the following annual salaries to be paid by the United States: The governor, ten thousand dollars; the secretary of the Territory, five thousand dollars; the chief justice of the supreme court of the Territory, six thousand five hundred dollars; the associate justices of the supreme court, six thousand dollars each; the judges of the circuit courts, four thousand dollars each; the United States district attorney, five thousand dollars; the United States marshal, four thousand dollars. And the Governor shall receive annually, in addition to his salary, the sum of one thousand dollars for stationery, postage and incidentals; also his traveling expenses while absent from the capital on official business, and the sum of two thousand dollars annually for his private secretary."

SECTION 9. That Section one hundred of said Act is hereby amended by adding thereto the following:

"All records relating to naturalization, all declarations of intention to become citizens of the United States, and all certificates of naturalization filed, recorded, or issued prior to the taking effect of the naturalization act of June twenty-ninth, nineteen hundred and six, in or from any circuit court of the Territory of Hawaii, shall for all purposes be deemed to be and to have been made, filed, recorded or issued by a court with jurisdiction to naturalize aliens, but shall not be by this Act further validated or legalized."

Senator Knudsen moved that House Concurrent Resolution No. 1 be referred to the Committee of the Whole to be considered with Senate Concurrent Resolution No. 4. Seconded by Senator Coelho and carried.

SPECIAL ORDER OF THE DAY.

The Senate took up for consideration the Governor's Message No. 2, relating to confirmation of appointments.

Senator Knudsen moved that the names of the officers to be confirmed be read. Seconded by Senator Coelho and carried.

Senator McCarthy moved that all of the appointments made by the Governor be confirmed. Seconded by Senator Quinn and carried.

The Senate resumed the discussion of the point of order.

After discussion the Chair ruled that there was nothing in the Organic Act preventing the consideration of matters at a Special Session, other than the object for which the Session was called.

Senator Makekau moved that the motion made by Senator Chillingworth, prior to the taking of a recess, be put. Seconded by Senator Woods.

Senator Baker moved to amend the motion made by Senator Chillingworth, so that, other than those Bills already introduced into the Senate, no other Bills foreign to the object

for which this Session was called shall be introduced, except on unanimous consent. Seconded by Senator Knudsen and carried.

Senator Coelho moved that the Bills for Second Reading be taken up in their order.

Second Reading of Senate Bill No. 3, entitled "An Act to Amend Chapter 102 of the Revised Laws of Hawaii as amended by Act 96 of the Session Laws of 1907 by adding a proviso to Sections 1418G and 1418H thereof."

Senator Coelho moved that the report of the Committee be read. Seconded by Senator McCarthy and carried.

Senator Chillingworth moved that the report of the Committee be adopted. Seconded by Senator Coelho and carried.

Second Reading of Senate Bill No. 5 entitled, "An Act to Amend Section 1 of Act 102 of the Session Laws of 1905 as amended by Act 147 of the Session Laws of 1909."

Senator Coelho moved that the report of the Committee be read. Seconded by Senator McCarthy and carried.

Senator Coelho moved that the report of the Committee be adopted. Seconded by Senator McCarthy and lost.

Senator Coelho moved that the report of the Committee be adopted. Seconded by Senator McCarthy and lost.

Second Reading of Senate Bill No. 6, entitled "An Act for the Relief of Persons released from the Leper Settlement at Molokai."

Senator Coelho moved that the report of the Committee be read. Seconded by Senator Harvey and carried.

Senator Coelho moved that the report of the Committee be adopted. Seconded by Senator McCarthy and carried.

Senator Knudsen presented the report (No. 4) of the Committee on Judiciary, on Senate Bill No. 2, which was read as follows:

SENATE CHAMBER.

Honolulu, November 3, 1909.

Honorable W. O. Smith,
President of the Senate,
Territory of Hawaii.

Sir:

Your Judiciary Committee to which was referred Senate Bill No. 2, entitled "An Act to Enable Persons Attaining the Age of Twenty-one Years on or Before the Day of any General Election to Register," begs leave to report as follows:

The title of the Bill explains the whole matter and while the Judiciary Committee believes it a good measure, yet this is not the proper session in which to take the matter, this being a special session called for a special purpose, and therefore recommends that the Bill be laid on the table.

Respectfully submitted,

E. A. KNUDSEN,

Chairman.

R. H. MAKEKAU,

CHAS. F. CHILLINGWORTH,

Members.

Senator Quinn moved that the report of the Committee be adopted. Seconded by Senator Chillingworth and carried.

At 2:40 o'clock, P. M., the Senate resolved itself into a Committee of the Whole for the consideration of Senate Concurrent Resolution No. 4, relating to the amendments to the Organic Act, and House Concurrent Resolution No. 1, relating to the same matter, Senator Knudsen in the Chair.

At 4 o'clock P. M., the Senate came to order, Senator Knudsen, for the Committee of the whole, reporting progress and asking further time in which to present a written report, recommending that Senate Concurrent Resolution No. 4 be tabled and that House Concurrent Resolution No. 1 be adopted with an amendment.

Senator Chillingworth moved that the report of the Committee be adopted. Seconded by Senator Quinn and carried.

At 4:15 o'clock P. M., upon motion of Senator Woods, seconded by Senator Makekau, the Senate adjourned until 10 o'clock A. M., Friday, November 5, 1909.

JOHN H. WISE,

Clerk of the Senate.

Approved:

WILLIAM O. SMITH,

President of the Senate.

FOURTH DAY.

Friday, November 5, 1909.

The Senate met pursuant to adjournment, at 10 o'clock A. M.

After prayer by the Chaplain, the Roll was called showing Senators Fairchild and Moore to be absent.

The Journal of the Third day was read and approved.

Senator Knudsen presented the report (No. I) of the Committee of the Whole on Senate Concurrent Resolution No. 4 and House Concurrent Resolution No. 1, both relating to the proposed amendments to the Organic Act, which was read as follows:

SPECIAL SESSION 1909.

SENATE CHAMBER.

Honolulu, T. H.,
November 5, 1909.

Hon. W. O. Smith,
President of the Senate.

Sir:

Your Committee of the Whole to which was referred Senate Concurrent Resolution No. 4, being the proposed amendments to the Organic Act, as well as House Concurrent Resolution No. 1, having the same identical subject matters, begs leave to report that it has had the same under careful consideration and recommends that the former Resolution be tabled and that the latter be adopted in its stead with an amendment, to be added at the end of Section 4, as follows:

"Provided, that, subject to the approval of the

President of the United States, the legislature of the Territory may provide for loans of public moneys, or guaranties of private loans, on proper security to settlers on the public lands for necessary permanent improvements of their homesteads, and for loans, subsidies, or guaranties to persons or corporations for the improvement and increase of transportation facilities."

And that said Section 4, as amended, shall read as follows:

"Section 4. That section fifty-five of said Act is hereby amended so that the part thereof relating to public indebtedness and beginning with the words "nor shall any debt" shall read as follows: 'Nor shall any debt be authorized to be contracted by or on behalf of the Territory, or any political or municipal corporation or subdivision thereof, except to pay the interest upon the existing indebtedness, to suppress insurrection, or to provide for the common defense, except that in addition to any indebtedness created for such purposes the legislature may authorize loans by the Territory, or any such subdivisions thereof, for the erection of penal, charitable, and educational institutions, and for public buildings, wharves, roads, harbor and other public improvements and for the development of natural resources and public lands, but the total of such indebtedness incurred in any one year by the Territory or any such subdivision shall not exceed one per centum of the assessed value of the property in the Territory or subdivision, respectively, as shown by the then last assessments for taxation, whether such assessments are made by the Territory or the subdivision or subdivisions, and the total indebtedness of the Territory shall not at any time be extended beyond seven per centum of such assessed value of property in the Territory and the total indebtedness of any such subdivision shall not at any time be extended beyond three per centum of such assessed value of property in the subdivision, but nothing in this Act shall prevent the refunding of any indebtedness at any time; nor shall any such loan be made upon the credit of the public domain or any part thereof; nor shall any bond or other instrument of any such indebtedness be issued unless made payable in not more than thirty years from the date of the issue thereof; nor shall any such bond or indebtedness be issued or incurred until approved by the President of the United States. Provided, that, subject to the approval of the President of the United States, the legislature of the Territory may provide for loans of public

moneys, or guaranties of private loans, on proper security to settlers on the public lands for necessary permanent improvements of their homesteads, and for loans, subsidies, or guaranties to persons or corporations for the improvement and increase of transportation facilities."

In consideration of the foregoing, your Committee would therefore recommend that said Senate Concurrent Resolution No. 4 be tabled and that said House Concurrent Resolution No. 1, as amended, be adopted.

Respectfully submitted,

ERIC A. KNUDSEN,
Chairman.

Senator McCarthy moved that the report of the Committee of the Whole be adopted. Seconded by Senator Knudsen.

Senator McCarthy moved that the Ayes and Noes be called on the adoption of the report. Seconded by Senator Quinn and carried.

The report of the Committee of the Whole was adopted on the following showing of Ayes and Noes:

Ayes: Senators Baker, Brown, Chillingworth, Coelho, Harvey, Kalama, Knudsen, Makekau, McCarthy, Quinn, Robinson, Woods and Smith.

Noes: None.

Not Present: Senators Fairchild and Moore.

Senator Knudsen presented the Report (No. 5) of the Judiciary Committee, on Senate Concurrent Resolution No. 5, relating to certain public lands at Lahaina, which was read by the Clerk as follows:

SENATE CHAMBER.

Honolulu, November 5, 1909.

Honorable W. O. Smith,
President of the Senate.

Sir:

Your Committee on Judiciary to whom was referred Sen-

ate Concurrent Resolution No. 5 introduced by Senator Coelho, has had the same under careful consideration and begs leave to report as follows:

The Resolution in substance is the same as Senate Bill No. 60 introduced during the Regular Session of this Legislature, which, on the recommendation of this Committee was tabled, and Senate Joint Resolution No. 2 was introduced and passed both houses, but was pocket vetoed by the Governor.

This Resolution, as now presented, does not cover a general and sweeping suspension of proceedings against all claimants and holders of government remnants throughout the Territory, but refers only to 32 lots located at Lahaina, Maui, in the possession, occupation and use of different parties.

From statements submitted to the Committee in the prior consideration of the same subject matter, as well as in this, the Committee finds that the institution of any proceedings of ejectment against any of the parties in the possession of said government remnants, as mentioned in said Resolution, would be inequitable. The law regulating public lands is not amenable to any action of local legislation. The Resolution does not seek to amend or repeal, or even to modify the existing law. It is only an expression of sentiment or recommendation to the Executive to stay proceedings until the laws relating to public lands are modified, which recommendation would, if submitted, not have the force of law.

The Committee is also informed that the claimants and holders of said government remnants are preparing abstracts or memorandum of their respective claims for submission to the Executive for consideration.

The stay of proceedings will not cause a loss of revenue to the government because the tax collection continues.

Therefore, your Committee recommends the adoption of the Resolution.

Respectfully submitted,

ERIC A. KNUDSEN,

Chairman.

R. H. MAKEKAU,

CHAS. F. CHILLINGWORTH,

Members.

Senator Knudsen moved that Senate Concurrent Resolution No. 5 be read. Seconded by Senator Coelho and carried.

Senator Coelho moved that the report of the Committee on Senate Concurrent Resolution No. 5 be adopted. Seconded by Senator McCarthy and carried.

ORDER OF THE DAY.

Third Reading of Senate Bill No. 3, entitled "An Act to Amend Chapter 102 of the Revised Laws of Hawaii, as amended by Act 96 of the Session Laws of 1907, by adding a proviso to Sections 1418G and 1418H Thereof."

The Bill passed Third Reading on the following showing of Ayes and Noes:

Ayes: Senators Baker, Brown, Chillingworth, Coelho, Harvey, Kalama, Makekau, McCarthy, Quinn and Woods.

Noes: Senators Knudsen, Robinson and Smith.

Not Present: Senators Fairchild and Moore.

Third Reading of Senate Bill No. 6, entitled "An Act for the Relief of Persons Released from the Leper Settlement at Molokai."

The Bill passed Third Reading on the following showing of Ayes and Noes:

Ayes: Senators Baker, Brown, Chillingworth, Coelho, Harvey, Kalama, Knudsen, Makekau, McCarthy, Quinn, Robinson, Woods and Smith.

Noes: None.

Not Present: Senators Fairchild and Moore.

Second Reading of House Bill No. 1, entitled "An Act to Appropriate Money for the Purpose of Defraying the Expenses of the Special Session of the House of Representatives of the Legislature of the Territory of Hawaii, 1909."

Senator Knudsen moved that the Bill pass Second Reading. Seconded by Senator Quinn and carried.

Second Reading of House Joint Resolution No. 1, relating to the Appointment of a Commission on Advances to Homesteaders.

Senator Coelho moved that House Joint Resolution No. 1 pass Second Reading. Seconded by Senator Knudsen and carried.

Senator Kalama, for the Committee on Public Lands, re-

turned Senate Concurrent Resolution No. 2, requesting that the Senate take up the same for consideration.

Senator Harvey moved that Senate Concurrent Resolution No. 2 be read. Seconded by Senator McCarthy and carried.

Senator Coelho moved that Senate Concurrent Resolution No. 2 be adopted. Seconded by Senator Harvey and carried.

Senator Kalama, for the Committee on Public Lands, returned Senate Concurrent Resolution No. 6, requesting that the Senate take up the same for consideration.

Senator Harvey moved that Senate Concurrent Resolution No. 6 be read. Seconded by Senator Coelho and carried.

Senator Harvey moved that Senate Concurrent Resolution No. 6 be adopted. Seconded by Senator McCarthy.

Senator Coelho moved to amend Senate Concurrent Resolution No. 6, by inserting the words "the Commissioner of Public Lands with" after the word "that" and before the word "the" in line 2; and by striking out the words "purpose of placing" in line 4 and inserting in lieu thereof the words "use of"; also striking out the word "copy" in line 9 and inserting in lieu thereof the word "copies"; and also by inserting the words "Commissioner of Public Lands" after the word "transmitted" and before the word "to" in line 10. Seconded by Senator Harvey and carried.

At 11 o'clock A. M., a recess was taken subject to the call of the Chair.

At 11:21 o'clock A. M. the Senate was called to order.

A communication (No. 5) from the House of Representatives informing the Senate that the House of Representatives had concurred in the amendment made by the Senate to House Concurrent Resolution No. 1, was read by the Clerk as follows:

HOUSE OF REPRESENTATIVES.

Honolulu, T. H., November 5, 1909.

The Honorable President and
Members of the Senate of the
Territory of Hawaii.

Gentlemen:

I beg leave to inform your Honorable Body that the House

of Representatives has this day concurred in the amendment made to House Concurrent Resolution No. 1 by the Senate.

Very respectfully,

EDWARD WOODWARD,
Clerk, House of Representatives.

The communication was ordered received and placed on file.

Senator Kalama, for the Committee on Public Lands, returned Senate Concurrent Resolution No. 3, requesting that the Senate take up the same for consideration.

Senator Harvey moved that Senate Concurrent Resolution No. 3 be read. Seconded by Senator McCarthy and carried.

At 11:30 o'clock, upon motion of Senator Makekau, seconded by Senator Quinn, the Senate took a recess until 2 o'clock.

AFTERNOON SESSION.

The Senate reconvened at 2 o'clock P. M.

A communication (No. 6) from the House of Representatives returning Senate Concurrent Resolution No. 1, which was adopted by the House of Representatives, was read by the Clerk as follows:

HOUSE OF REPRESENTATIVES.

Honolulu, T. H., November 5, 1909.

The Honorable President and
Members of the Senate of the
Territory of Hawaii.

Gentlemen:

I have the honor to return herewith Senate Concurrent

Resolution No. 1, which was this day adopted in the House of Representatives of the Territory of Hawaii.

Very respectfully,

EDWARD WOODWARD,
Clerk, House of Representatives.

The communication was ordered received and placed on file.

A communication (No. 7) from the House of Representatives, transmitting House Concurrent Resolution No. 3, was read by the Clerk as follows:

HOUSE OF REPRESENTATIVES.

Honolulu, T. H., November 5, 1909.

To the Honorable President and
Members of the Senate of the
Territory of Hawaii.

I have the honor to transmit herewith House Concurrent Resolution No. 3, which was this day adopted in the House of Representatives of the Territory of Hawaii.

Respectfully yours,

EDWARD WOODWARD,
Clerk, House of Representatives.

The communication was ordered received and placed on file.
House Concurrent Resolution No. 3 was read as follows:

CONCURRENT RESOLUTION.

BE IT RESOLVED BY THE SENATE AND HOUSE OF
REPRESENTATIVES OF THE TERRITORY OF
HAWAII: That

WHEREAS, a bill has been introduced in the Congress of

the United States to prohibit the sale of intoxicating liquor in the Territory of Hawaii; and

WHEREAS, said Congress is being urged to enact such law on the ground that it is the wish of the people of this Territory; and

WHEREAS, the Federal Congress, by an Act entitled "An Act Providing for the Government of the Territory of Hawaii" specifically declared that the legislative power of the Territory shall extend to all rightful subjects of legislation not inconsistent with the Constitution and Laws of the United States legally applicable, and further that no spirituous or intoxicating liquors be sold except under such regulations and restrictions as the Territorial Legislature shall provide; and

WHEREAS, the said Territorial Legislature, in regular session assembled, has duly regulated and restricted the sale and manufacture of intoxicating liquors in this Territory in accordance with the wishes of the people hereof; Therefore Be It

RESOLVED, that we, the Legislature of the Territory of Hawaii, in the name of the people of Hawaii, earnestly protest against the Federal Congress taking from the people of this Territory the right to prohibit or regulate the liquor traffic in Hawaii or any other matter exclusively affecting the welfare of this Territory; and Be It Further

RESOLVED, that we declare that such proposed legislation by the Federal Congress would be a violation of the principles of local self-government and home rule so dear to the hearts of all Americans and would brand Hawaii as incapable of self-government; and Be It Further

RESOLVED, that the Honorable Jonah Kuhio Kalaniana'ole, Territorial Delegate to the United States Congress from Hawaii, be urged to do all in his power to prevent the passage of such proposed prohibition legislation by the United States Congress; and Be It Further

RESOLVED, that a copy of this Resolution, signed and attested by the proper officers of the Legislature of Hawaii, be forwarded to the Honorable Jonah Kuhio Kalaniana'ole, Territorial Delegate to the United States Congress, with the request that he present the same to the United States Congress and to the Committees of said Congress to whom said Federal Bill may have been referred for action.

Upon motion of Senator Quinn, seconded by Senator Knudsen, the same was adopted.

Consideration of Senate Concurrent Resolution No. 3 was resumed.

Senator McCarthy moved to amend Senate Concurrent Resolution No. 3 by adding the letter "s" after the words "road" and "park" in the last line and by striking out the word "or" before the word "public" in the same line and inserting the words "wharves and landings and" in lieu thereof. Seconded by Senator Harvey and carried.

Senator Harvey moved that Senate Concurrent Resolution No. 3 be adopted as amended. Seconded by Senator McCarthy.

Senator Makekau moved that Senate Concurrent Resolution No. 3 be indefinitely postponed. Seconded by Senator Woods and lost on the following showing of Ayes and Noes:

Ayes: Senators Baker, Kalama, Knudsen, Makekau, Woods and Smith.

Noes: Senators Brown, Chillingworth, Coelho, Harvey, McCarthy, Quinn and Robinson.

Not Present: Senators Fairchild and Moore.

Senator Knudsen moved that the Ayes and Noes be called on the motion to adopt Senate Concurrent Resolution No. 3. Seconded by Senator Brown and carried.

Senate Concurrent Resolution No. 3 was then adopted on the following showing of Ayes and Noes:

Ayes: Senators Brown, Chillingworth, Coelho, Harvey, McCarthy, Quinn and Robinson.

Noes: Senators Baker, Kalama, Knudsen, Makekau, Woods and Smith.

Not Present: Senators Fairchild and Moore.

At 3:16 o'clock P. M., upon motion of Senator Knudsen, seconded by Senator Coelho, the Senate adjourned until 10 o'clock A. M. Saturday, November 6, 1909.

JOHN H. WISE,
Clerk of the Senate.

Approved:

WILLIAM O. SMITH,
President of the Senate.

FIFTH DAY.

Saturday, November 6, 1909.

The Senate met pursuant to adjournment at 10 o'clock A. M.

After prayer by the Chaplain, the Roll was called showing Senators Fairchild and Moore absent.

The Journal of the Fourth Day was read and approved.

A communication (No. 8) from the House of Representatives, returning Senate Concurrent Resolution No. 2, which was adopted by the House, was read by the Clerk, as follows:

HOUSE OF REPRESENTATIVES.

Honolulu, T. H., November 5, 1909.

The Honorable President and
Members of the Senate of the
Territory of Hawaii.

Gentlemen:

I have the honor to return herewith Senate Concurrent Resolution No. 2, which was this day adopted in the House of Representatives of the Territory of Hawaii.

Very respectfully yours,

EDWARD WOODWARD,
Clerk, House of Representatives.

The communication was ordered received and placed on file.

A communication (No. 9) from the House of Representatives, returning Senate Concurrent Resolution No. 6, which was adopted by the House, was read by the Clerk, as follows:

HOUSE OF REPRESENTATIVES.

Honolulu, T. H., November 5, 1909.

The Honorable President and
Members of the Senate of the
Territory of Hawaii.

Gentlemen:

I have the honor to return herewith Senate Concurrent Resolution No. 6, which was this day adopted in the House of Representatives of the Territory of Hawaii.

Very respectfully yours,

EDWARD WOODWARD,
Clerk, House of Representatives.

The communication was ordered received and placed on file.

ORDER OF THE DAY.

Third Reading of House Bill No. 1, entitled "An Act to Appropriate Money for the Purpose of Defraying the Expenses of the House of Representatives of the Legislature of the Territory of Hawaii, 1909."

The Bill passed Third Reading on the following showing of Ayes and Noes:

Ayes: Senators Baker, Brown, Chillingworth, Coelho, Harvey, Kalama, Knudsen, Makekau, McCarthy, Quinn, Robinson, Woods and Smith.

Noes: None.

Not Present: Senators Fairchild and Moore.

Third Reading of House Joint Resolution No. 1, relating to the appointment of a Commission on Advances to Homesteaders.

House Joint Resolution No. 1 passed Third Reading on the following showing of Ayes and Noes:

Ayes: Senators Baker, Brown, Chillingworth, Coelho, Harvey, Kalama, Knudsen, Makekau, McCarthy, Quinn, Robinson, Woods and Smith.

Noes: None.

Not Present: Senators Fairchild and Moore.

Senator Coelho offered Senate Concurrent Resolution No. 7, which was read by the Clerk as follows:

CONCURRENT RESOLUTION.

WHEREAS, Senate Bill No. 6, entitled "An Act for the Relief of Persons Released from the Leper Settlement at Molokai," which passed Third Reading in the Senate November 5, 1909, was tabled in the House of Representatives the same day; and

WHEREAS, there is a contingent fund of Fifty Thousand Dollars provided for in Act 150 of the Session Laws of 1909; Therefore Be It

RESOLVED, that it is the sense of the Legislature of the Territory of Hawaii, in Special Session assembled, that the Governor be respectfully requested to set aside from the said Contingent Fund a sum not to exceed \$5,000.00 to be used and expended for the relief of indigent persons who have been segregated at the Leper Settlement on Molokai and who were examined since April 1, 1909, and found free of the disease known as leprosy, and ordered to leave the Settlement.

WM. J. COELHO,
Senator, Second District.

Senate Chamber,
Honolulu, Nov. 6, 1909.

Senator Coelho moved that the Resolution be adopted. Seconded by Senator McCarthy and carried.

Senator Woods offered the following Resolution (No. 4) relating to bills against the Senate:

RESOLUTION.

RESOLVED, that after the adjournment of the Legislature Sine Die, the President of the Senate and the Chairman of the Committee on Accounts be, and they are hereby authorized, empowered and directed to pass upon all claims against

the Senate and to approve vouchers for the payment of all claims which claims upon such approval shall thereupon be paid by the Clerk of this Senate out of the balance remaining of the moneys appropriated for the expenses of the Senate during the present session of the Legislature.

PALMER P. WOODS,
Senator, 1st District.

Senate Chamber,
Honolulu, November 6, 1909.

Senator Woods moved that the Resolution be adopted. Seconded by Senator Makekau and carried.

Senator Robinson offered the following Resolution (No. 5) instructing the Clerk to make an inventory of all the properties in use by the Senate, which was read by the Clerk as follows:

RESOLUTION.

RESOLVED, that the Clerk of the Senate be instructed to make an inventory of all furniture and property in use by the Senate, and that after the adjournment of the legislature, he shall turn the said property over to the Superintendent of Public Works, who is charged with the custody of the same.

W. T. ROBINSON,
Senator, 2nd District.

Senate Chamber,
Honolulu, November 6, 1909.

Senator Coelho moved that the Resolution be adopted. Seconded by Senator Harvey and carried.

Senator Coelho offered the following Resolution (No. 6) relating to the compiling of the Journal:

RESOLUTION.

RESOLVED, that the Clerk of the Senate be allowed five days extra with full pay after the adjournment sine die of this session of the Legislature for the purpose of completing the records, disposition of papers and preparation of the Journal, as required by law, and have printed as many copies as were ordered for the Journal of the Regular Session of 1909.

BE IT FURTHER RESOLVED that the Clerk is hereby authorized to correct all grammatical and orthographical errors, prepare the index and read proofs, for which he shall be paid extra compensation at the rate of One Dollar (\$1.00) per book page.

For preparing the Original Copy of the Journal of the Senate to be filed with the Secretary of the Territory, and one copy thereof for the printer, he shall be paid 75c per type-written page.

The approval of all bills for such services by the Clerk as above authorized shall be made as provided by Resolution heretofore presented and adopted.

W. J. COELHO,
Senator, 2nd District.

Senate Chamber,
Honolulu, November 6, 1909.

Senator Coelho moved that the Resolution be adopted. Seconded by Senator McCarthy and carried.

A communication (No. 10) from the House of Representatives returning Senate Bill No. 1, was read by the Clerk, as follows:

HOUSE OF REPRESENTATIVES.

Honolulu, T. H., November 6, 1909.

The Honorable President and
Members of the Senate of the
Territory of Hawaii.

Gentlemen:

I have the honor to return herewith Senate Bill No. 1, which this day passed Third Reading in the House of Representatives of the Territory of Hawaii.

Very respectfully,

EDWARD WOODWARD,
Clerk, House of Representatives.

The communication was ordered received and placed on file.

At 10:45 o'clock, upon motion of Senator Coelho, seconded by Senator McCarthy, the Senate took a recess until 2 o'clock P. M.

AFTERNOON SESSION.

The Senate reconvened at 2 o'clock P. M.

A communication (No. 2) from Secretary Mott-Smith, was read by the Clerk as follows:

EXECUTIVE BUILDING.

Secretary of Hawaii.

Honolulu, T. H., November 6, 1909.

Honorable W. O. Smith,
President of the Senate,
Honolulu.

Sir:

I take pleasure in notifying your honorable body that the Governor has this day signed the following bills:

House Bill No. 1, Act 1, entitled: "An Act to Appropriate Money for the Purpose of Defraying the Expenses of the Special Session of the House of Representatives of the Legislature of the Territory of Hawaii, 1909."

Senate Bill No. 1, Act 2, entitled: "An Act Making Special Appropriations for the Purpose of Defraying the Expenses of the Special Session of the Senate of the Legislature of the Territory of Hawaii of the Year 1909."

Very respectfully,

E. A. MOTT-SMITH,
Secretary of Hawaii.

The communication was ordered received and placed on file.
A communication (No. 3) from Secretary E. A. Mott-Smith
was read by the Clerk, as follows:

EXECUTIVE BUILDING.

Secretary of Hawaii.

Honolulu, T. H., November 6, 1909.

Honorable W. O. Smith,
President of the Senate,
Honolulu.

Sir:

It gives me pleasure to inform your honorable body that
the Governor has this day signed House Joint Resolution No. 1,
regarding the appointment of a commission to be known as
the Commission on Advances to Homesteaders.

Very respectfully,

E. A. MOTT-SMITH,
Secretary of Hawaii.

The communication was ordered received and placed on file.
A communication (No. 11) from the House of Representa-
tives, transmitting House Concurrent Resolution No. 5, was
read by the Clerk, as follows:

HOUSE OF REPRESENTATIVES.

Honolulu, T. H., November 6, 1909.

The Honorable President and
Members of the Senate of the
Territory of Hawaii.

Gentlemen:

I have the honor to transmit herewith House Concurrent

Resolution No. 5, which was this day adopted in the House of Representatives of the Territory of Hawaii.

Very respectfully,

EDWARD WOODWARD,
Clerk, House of Representatives.

The communication was ordered received and placed on file. House Concurrent Resolution No. 5 was read by the Clerk as follows:

CONCURRENT RESOLUTION.

RESOLVED, BY THE HOUSE OF REPRESENTATIVES,
THE SENATE CONCURRING:

That the President of the Senate and the Speaker of the House of Representatives be authorized to close the present session by adjourning their respective houses on the sixth day of November, A. D. 1909, at 2:30 o'clock.

Senator McCarthy moved that House Concurrent Resolution No. 5 be adopted. Seconded by Senator Quinn and carried.

A communication (No. 12) from the House of Representatives, returning Senate Concurrent Resolution No. 7, was read by the Clerk as follows:

HOUSE OF REPRESENTATIVES.

Honolulu, T. H., November 6, 1909.

The Honorable President and
Members of the Senate of the
Territory of Hawaii.

Gentlemen:

I have the honor to return herewith Senate Concurrent Resolution No. 7, which was this day adopted in the House of Representatives of the Territory of Hawaii.

Very respectfully,

EDWARD WOODWARD,
Clerk, House of Representatives.

The communication was ordered received and placed on file.

A communication (No. 13) from the House of Representatives, transmitting House Concurrent Resolution No. 4, was read as follows:

HOUSE OF REPRESENTATIVES.

Honolulu, T. H., Nov. 6, 1909.

To the Honorable President and
Members of the Senate of the
Territory of Hawaii.

I have the honor to transmit herewith House Concurrent Resolution No. 4, which was this day adopted in the House of Representatives of the Territory of Hawaii.

Very respectfully,

EDWARD WOODWARD,
Clerk, House of Representatives.

The communication was ordered received and placed on file.
House Concurrent Resolution No. 4 was read as follows:

CONCURRENT RESOLUTION.

WHEREAS, on account of the lack of adequate passenger accommodations between Honolulu and the Mainland, large numbers of tourists are prevented from visiting Hawaii; and

WHEREAS, the advancement and development of this Territory are being retarded because of the fact that many possible settlers are unable to get steamship accommodations from San Francisco and other Coast ports to Hawaii; and

WHEREAS, it frequently happens that visitors who have come to the Islands have, through inability to get passage back, been prevented from leaving when they desired to do so and have, on that account, made reports to their friends and acquaintances which have prevented others from visiting Hawaii; and

WHEREAS, great discomfort and inconvenience are experienced, not only by tourists and visitors, but also by the

residents of these Islands on account of the inadequacy of passenger accommodations, to such an extent that frequently residents of Hawaii are delayed for weeks and even months on the Coast when they are anxious to return home; and

WHEREAS, the People of Hawaii have on numerous occasions expressed the desire that the coastwise shipping laws as applied to Hawaii, which prevent travel to and from the Islands in other than American vessels, be suspended until such time as there shall be adequate passenger accommodations on American vessels; and

WHEREAS, there appears to be at present no prospect of an immediate or speedy alleviation of the onerous conditions which are acting to the detriment of the best interests of the People of Hawaii; Now, Therefore, Be It

RESOLVED by the House of Representatives of the Legislature of the Territory of Hawaii, the Senate concurring, that we recommend to the Honorable Jonah Kuhio Kalanianaʻole, Delegate to the Congress of the United States from the Territory of Hawaii, that he urge upon Congress the suspension of the Coastwise Shipping Laws, so far as their application to Hawaii is concerned, only in so far as they affect the carrying of passengers by vessels not flying the flag of the United States, until such time as it shall appear that ample passenger accommodations have been provided in American vessels plying between Hawaii and the Mainland, or in the discretion of the President or Congress of the United States; And Be It Further

RESOLVED that a copy of this Resolution be sent to the Honorable Jonah Kuhio Kalanianaʻole, Delegate to Congress from the Territory of Hawaii.

Senator McCarthy moved that House Concurrent Resolution No. 4 be tabled. Seconded by Senator Chillingworth and carried.

Senator Chillingworth moved that a Committee of Three be appointed by the Chair to notify the Governor and the House of Representatives that the Senate was ready to adjourn Sine Die. Seconded by Senator McCarthy and carried.

The Chair then appointed Senators Chillingworth, Baker and Woods to serve on the Committee.

On the return of the Committee, Senator Chillingworth, for the Committee, reported that it had performed its duty and

that the Governor wished to thank the Senate for the prompt way it had performed its duty.

At 2:15 o'clock, the Senate took a recess subject to the call of the Chair.

At 2:20 o'clock, upon the arrival of a Committee from the House of Representatives, the Senate was called to order.

The Committee from the House of Representatives then informed the Senate that the House was ready to adjourn Sine Die.

The Journal of the Fifth Day was read and approved.

Prayer was offered by the Chaplain.

At 2:30 o'clock, upon motion of Senator McCarthy, seconded by Senator Quinn, the Senate adjourned Sine Die.

JOHN H. WISE,
Clerk of the Senate.

Approved:

WILLIAM O. SMITH,
President of the Senate.

EXPENSES OF THE SPECIAL SESSION

MILEAGE.

D. K. Baker	\$ 36.80
John T. Brown	45.80
W. J. Coelho	20.40
S. E. Kalama	22.20
E. A. Knudsen	25.60
R. H. Makekau	36.40
W. T. Robinson	20.40
P. P. Woods	34.20

\$ 241.80

COMPENSATION.

D. K. Baker	\$ 200.00
John T. Brown	200.00
W. J. Coelho	200.00
C. F. Chillingworth	200.00
Geo. H. Fairchild	200.00
F. R. Harvey	200.00
S. E. Kalama	200.00
E. A. Knudsen	200.00
R. H. Makekau	200.00
C. J. McCarthy	200.00
H. T. Moore	200.00
E. W. Quinn	200.00
W. T. Robinson	200.00
W. O. Smith	200.00
P. P. Woods	200.00

\$3,000.00

PAY OF OFFICERS.

J. H. Wise	\$ 60.00
Geo. K. Lowe	45.00
John D. Holt	25.00
Geo. W. Maxwell	15.00
Thomas M. Ulukou	15.00
Isaac D. Iaea	50.00

\$ 210.00

SUPPLIES.

T. G. Thrum	\$ 4.50
A. B. Arleigh	10.53
Office Supply Co., Ltd.	11.10
Office Supply Co., Ltd.	28.25
E. O. Hall & Son, Ltd.	5.85
American-Hawaiian Paper Supply Co.	4.51
Oahu Ice & Electric Co.	1.10
	<hr/>
	\$ 65.84

TYPEWRITING.

F. J. Testa	\$ 9.35
F. J. Testa	1.20
F. J. Testa	8.05
Bernice K. Dwight	4.50
F. J. Testa	6.60
Henry Van Gieson	1.05
	<hr/>
	\$ 30.75

PRINTING.

Bulletin Publishing Co., Ltd.	\$ 26.75
Hawaiian Star Newspaper Assn.	17.75
Hawaiian Star Newspaper Assn.	13.50
Bulletin Publishing Co., Ltd.	14.25
	<hr/>
	\$ 72.25

SENATE JOURNAL.

J. H. Wise	\$ 108.75
The Hawaiian Gazette Co., Ltd.	10.50
J. H. Wise	96.00
Paradise of the Pacific	201.60
Paradise of the Pacific	64.00
	<hr/>
	\$ 480.85

RECAPITULATION.

Mileage	\$ 241.80
Compensation	3,000.00
Pay of Officers	210.00
Supplies	65.85

SENATE JOURNAL.

Typewriting	30.75
Printing	72.25
Senate Journal	480.85
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Total Amounts Drawn	\$4,101.50

SUMMARY.

Total Amount of Appropriation.....	\$5,000.00
Total Amounts Drawn	4,101.50
<hr/>	
Balance Unexpended	\$ 898.50

E. & O. E.

Honolulu, November 23rd, 1909.

JOHN H. WISE,
Clerk of the Senate.

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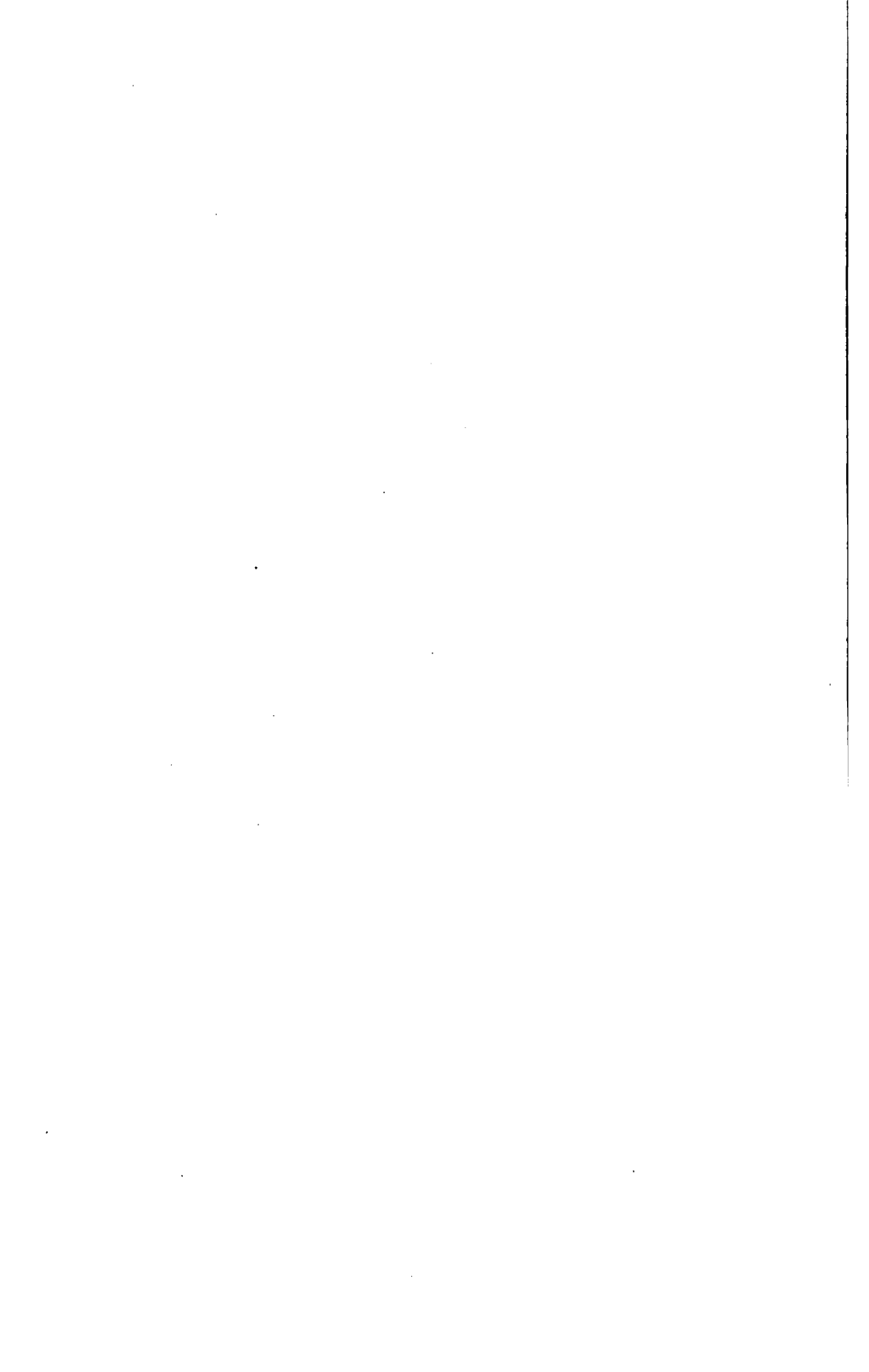
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